THE HISTORY OF SCOTLAND.

DURING THE REIGNS OF

Queen MARY and of King JAMES VI.

TILL

His ACCESSION to the Crown of ENGLAND.

WITH A

REVIEW of the SCOTCH HISTORY previous to that Period;
And an APPENDIX containing ORIGINAL PAPERS.

IN TWO VOLUMES.

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THE HISTORY OF SCOTLAND.

BOOK VI.

THE unexpected blow, by which the Regent fell, ſtruck the King's party with the utmoſt conſternation. Elizabeth bewailed his death as the moſt fatal diſaſter, which could have befallen her kingdom; and was inconſolable to a degree that little ſuited her dignity. Mary's adherents exulted, as if, now, her reſtoration were not only certain, but near at hand. The infamy of the crime naturally fell on thoſe, who expreſſed ſuch indecent joy at the commiſſion of it. And as the aſſaſſin made his eſcape on a horſe, which belonged to Lord Claud Hamilton, and fled directly to Hamilton, where he was received in triumph, it was concluded that the Regent had fallen a ſacrifice to the reſentment of the Queen's party, rather than to the revenge of a private man. On the day after the murder, Scott of Buccleugh, and Ker of Ferniherſt, both zealous abettors of the Queen's cauſe, entered

Book VI. 1570. Diſorders occaſioned by the Regent's death.

Book VI. 1570. England in an hoſtile manner, and plundered and burnt the country, the inhabitants of which expected no ſuch outrage. If the Regent had been alive, they would ſcarce have ventured on ſuch an irregular incurſion, nor could it well have happened ſo ſoon after his death, unleſs they had been privy to the crime.

THIS was not the only irregularity, to which the anarchy that followed the Regent's death gave occaſion. During ſuch general confuſion, men hoped for univerſal impunity, and broke out into exceſſes of every kind. As it was impoſſible to reſtrain theſe, without a ſettled form of government, a Convention of the nobles was held, in order to deliberate concerning the election of a Regent. The Queen's adherents refuſed to be preſent at the meeting, and proteſted againſt its proceedings. The King's own party was irreſolute, and divided in opinion. Maitland, whom Kirkaldy had ſet at liberty, and who obtained from the nobles then aſſembled a declaration acquitting him of the crime which had been laid to his charge, endeavoured to bring about a coalition of the two parties, by propoſing to admit the Queen to the joint adminiſtration of government with her ſon. Elizabeth adhered to her ancient ſyſtem with regard to Scottiſh affairs, and notwithſtanding the ſollicitations of Mary's adherents *, laboured to multiply, and to perpetuate the factions, which tore in pieces the kingdom. Randolph, whom ſhe deſpatched into Scotland on the firſt news of the Regent's death, and who was her uſual agent for ſuch ſervices, found all parties ſo exaſperated by mutual injuries, and ſo full of irreconcilable rancour, that it coſt him little trouble to inflame their diſcord. The Convention broke up without coming to any agreement; and a new meeting, to which the nobles of all parties were invited, was appointed on the firſt of May †.

Steps taken towards electing another Regent, Feb. 12.

* See Append. N°. I. † Crawf. Mem. 131. Calderw. 2. 157.

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MEANTIME, Maitland and Kirkaldy, who ſtill continued to acknowledge the King's authority, were at the utmoſt pains to reſtore ſome degree of harmony among their countrymen. They procured, for this purpoſe, an amicable conference among the leaders of the two factions. But while the one demanded the reſtoration of the Queen, as the only thing which could re-eſtabliſh the public tranquility; while the other eſteemed the King's authority to be ſo ſacred, that it was, on no account, to be called in queſtion or impaired; and neither of them would recede in the leaſt point from their opinions, they ſeparated without any proſpect of concord. Both were rendered more averſe from reconcilement, by the hope of foreign aid. An envoy arrived from France with promiſes of powerful ſuccour to the Queen's adherents; and as the civil wars in that kingdom ſeemed to be on the point of terminating in a peace, it was expected that Charles would ſoon be at liberty to fulfil what he promiſed. On the other hand, the Earl of Suſſex was aſſembling a powerful army on the borders, and its operations could not fail of adding ſpirit and ſtrength to the King's party *.

A coalition of parties attempted in vain.

THOUGH the attempt towards a coalition of the factions proved ineffectual, it contributed ſomewhat to moderate, or ſuſpend their rage; but they ſoon began to act with their uſual animoſity. Morton, the moſt vigilant and able leader on the King's ſide, ſollicited Elizabeth to interpoſe, without delay, for the ſafety of a party, ſo devoted to her intereſt, and which ſtood ſo much in need of her aſſiſtance. The Chiefs of the Queen's faction, aſſembling at Linlithgow, marched thence to Edinburgh; and Kirkaldy, who was both Governor of the caſtle, and Provoſt of the town, prevailed

Queen's party in poſſeſſion of Edinburgh.

April 10.

* Crawf. Mem. 134.

Book VI. 1570. on the citizens, though with ſome difficulty, to admit them within the gates. Together with Kirkaldy, the Earl of Athole, and Maitland, acceded almoſt openly to their party; and the Duke, and Lord Herreis, having recovered their liberty by Kirkaldy's favour, reſumed the places, which they had formerly held in their councils. Encouraged by the acquiſition of perſons, ſo illuſtrious by their birth, or ſo eminent for their abilities, they publiſhed a proclamation, declaring their intention to ſupport the Queen's authority, and ſeemed reſolved not to leave the city before the meeting of the approaching Convention, in which, by their numbers and influence, they did not doubt of ſecuring a majority of voices on their ſide *.

Endeavour to involve the nation in a war with England.

At the ſame time, they had formed a deſign of kindling war between the two kingdoms. And if they could engage them in hoſtilities, and revive their ancient emulation and antipathy, they hoped, not only to diſſolve a confederacy of great advantage to the King's cauſe, but to reconcile their countrymen to the Queen, Elizabeth's natural and moſt dangerous rival. With this view, they had, immediately after the murder of the Regent, prompted Scott and Ker to commence hoſtilities, and had ſince inſtigated them to continue and extend their depredations. As Elizabeth foreſaw, on the one hand, the dangerous conſequences of rendering this a national quarrel; and reſolved, on the other, not to ſuffer ſuch an inſult on her government to paſs with impunity; ſhe iſſued a proclamation, declaring that ſhe imputed the outrages which had been committed, not to the Scotch nation, but to a few deſperate and ill-deſigning perſons; that, with the former, ſhe was reſolved

* Crawf. Mem. 137. Calderw. 2. 176.

to maintain an inviolable friendſhip, whereas the duty, which ſhe owed to her own ſubjects, obliged her to chaſtiſe the licentiouſneſs of the latter *. Suſſex and Scroop, accordingly, entered Scotland, the one on the eaſt, the other on the weſt borders, and laid waſte the adjacent countries with fire and ſword ‡. Fame magnified the number and progreſs of their armies, and Mary's adherents, not thinking themſelves ſafe in Edinburgh, the inhabitants whereof were ill affected to their cauſe, retired to Linlithgow. There they openly proclaimed the Queen's authority, and forbad giving obedience to any, but the Duke, or the Earls of Argyll and Huntly, whom ſhe had conſtituted her Lieutenants in the kingdom.

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April 28.

THE nobles who adhered to the King, though conſiderably weakened by the defection of ſo many of their friends, aſſembled at Edinburgh on the day appointed. They iſſued a counter-proclamation, declaring thoſe who appeared for the Queen, enemies of their country; and charging them with the murder both of the late King, and of the Regent. They could not, however, preſume ſo much on their own ſtrength as to venture either to elect a Regent, or to take the field againſt the Queen's party; but the aſſiſtance, which they received from Elizabeth, enabled them to do both. By her order, Sir William Drury marched into Scotland, with a thouſand foot, and three hundred horſe; the King's adherents joined him with a conſiderable body of troops, and advancing towards Glaſgow, where the adverſe party had already begun hoſtilities by attacking the caſtle, they forced them to retire, plundered the neighbouring country, which belonged to the Hamiltons, and, after

King's party enter Edinburgh. May 1.

* Cald. 2. 181. ‡ Cabala, 174.

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Book VI. 1570. seizing some of their castles, and razing others, returned to Edinburgh.

Motives of Elizabeth's conduct with regard to them.

UNDER Drury's protection, the Earl of Lennox returned into Scotland. It was natural to commit the government of the kingdom to him, during the minority of his grandson. His illustrious birth, and alliance with the royal family of England, as well as of Scotland, rendered him worthy of that honour. And as his resentment against Mary was implacable, as his estate lay in England, and his family resided there, Elizabeth considered him as a man, who, both from inclination, and from interest, would act in concert with her, and ardently wished that he might succeed Murray in the office of Regent. But, on many accounts, she did not think it prudent to discover her own sentiments, or to favour his pretensions too openly. The civil wars in France, which had been excited by a pretended zeal for religion, and carried on with a fierceness that did it real dishonour, appeared now to be on the point of coming to an issue; and after shedding the best blood, and wasting the richest provinces in the kingdom, both parties desired peace with an ardour, that facilitated the negotiations, which were carrying on for that purpose. Charles IX. was known to be a passionate admirer of Mary's beauty. Nor could he, in honour, suffer a Queen of France, and the most ancient ally of his crown, to languish in her present cruel situation, without attempting to procure her relief. He had, hitherto, been obliged to content himself with remonstrating, by his ambassadors, against the indignity, with which she had been treated. But if he were once at full liberty to pursue his inclinations, Elizabeth would have every thing to dread from the impetuosity of his temper, and the power of his arms. It therefore became necessary for her to act with some reserve, and not to appear,

pear, avowedly, to countenance the choice of a Regent, in contempt of Mary's authority. The jealouſy and prejudices of the Scots required no leſs management. Had ſhe openly ſupported Lennox's claim; had ſhe recommended him to the Convention, as the candidate, whom ſhe approved; this might have rouzed the independant ſpirit of the nobles, and by too plain a diſcovery of her intention, ſhe might have defeated its ſucceſs. For theſe reaſons, ſhe heſitated long, and returned ambiguous anſwers to all the meſſages, which ſhe received from the King's party. A more explicit declaration of her ſentiments was at laſt obtained, and an event of an extraordinary nature ſeems to have been the occaſion of it. Pope Pius V. having iſſued a bull, whereby he excommunicated Elizabeth, deprived her of her kingdom, and abſolved her ſubjects from their oath of allegiance, Felton, an Engliſh man, had the boldneſs to fix it on the gates of the Biſhop of London's palace. In former ages, a Pope, moved by his own ambition, or pride, or bigotry, denounced this fatal ſentence againſt the moſt powerful monarchs; but as the authority of the court of Rome was now leſs regarded, its proceedings were more cautious; and, it was only when they were rouzed by ſome powerful Prince, that the thunders of the church were ever heard. Elizabeth, therefore, imputed this ſtep, which the Pope had taken, to a combination of the Roman Catholic Princes againſt her, and ſuſpected that ſome plot was on foot in favour of the Scottiſh Queen. In that event, ſhe knew that the ſafety of her own kingdom depended on preſerving her influence in Scotland; and in order to ſtrengthen this, ſhe renewed her promiſes of protecting the King's adherents, encouraged them to proceed to the election of a Regent, and even ventured to point out the Earl of Lennox, as the perſon who had the beſt title. That honour was accord-

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Book VI. accordingly conferred upon him, in a Convention of the whole party, held on the 12th of July *.

1570.

Lennox elected Regent.

THE Regent's firſt care was to prevent the meeting of the Parliament, which the Queen's party had ſummoned to convene at Linlithgow. Having effected that, he marched againſt the Earl of Huntly, Mary's lieutenant in the North, and forced the garriſon, which he had placed in Brechin, to ſurrender at diſcretion. Soon after, he made himſelf maſter of ſome other caſtles. Emboldened by this ſucceſsful beginning of his adminiſtration, as well as by the appearance of a conſiderable army, with which the Earl of Suſſex hovered on the borders, he deprived Maitland of his office of ſecretary, and proclaimed him, the Duke, Huntly, and other leaders of the Queen's party, traitors and enemies of their country ‡.

Mary's adherents negotiate with Spain.

IN this deſperate ſituation of their affairs, the Queen's adherents had recourſe to the King of Spain ||, with whom Mary had held a cloſe correſpondence ever ſince her confinement in England. They prevailed on the Duke of Alva, to ſend two of his officers to take a view of the country, and to examine its coaſts, and harbours; and obtained from him a ſmall ſupply of money and arms, which were ſent to the Earl of Huntly †. But this aid, ſo diſproportionate to their exigencies, would have availed them little. They were indebted for their ſafety to a treaty, which Elizabeth was carrying on, under colour of reſtoring the captive Queen to her throne. The firſt ſteps in this negotiation were taken in the month of May; but hitherto little progreſs had been made in it. The peace concluded between the Roman Catholics and Hugonots in France, and her apprehen-

Elizabeth propoſes a treaty of accommodation between Mary and her ſubjects.

* Spotſw. 240. Cald. 2. 186. See Append. N°. II. ‡ Crawf. Mem. 159.
Cald. 2. 198. || See Append. N°. III. † Anderſ. 3. 123. Crawf. Mem. 153.

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sions that Charles would interpose with vigour in behalf of his sister in law, quickened Elizabeth's motions. She affected to treat her prisoner with more indulgence, she listened more graciously to the sollicitations of foreign ambassadors in her favour, and seemed fully determined to replace her on the throne of her ancestors. As a proof of her sincerity, she laboured to procure a cessation of arms between the two contending factions in Scotland. Lennox, elated with the good fortune, which had hitherto attended his administration, and flattering himself with an easy triumph over enemies, whose estates were wasted, and their forces dispirited, refused, for some time, to come into this measure. It was not safe for him, however, to dispute the will of his protectress. A cessation of hostilities during two months, to commence on the third of September, was agreed upon; and being renewed from time to time, it continued till the first of April next year *. Book VI. 1570.

Soon after, Elizabeth despatched Cecil and Sir Walter Mildmay to the Queen of Scots. The dignity of these ambassadors, the former her prime Minister, the latter Chancellor of the Exchequer, and one of her ablest counsellors, convinced all parties that the negociation was serious, and that the hour of Mary's liberty was now approaching. The propositions, which they made to her, were advantageous to Elizabeth, but such as a Prince, in Mary's situation, had reason to expect. The ratification of the treaty of Edinburgh; the renouncing any pretensions to the English Crown, during Elizabeth's own life, or that of her posterity; the adhering to the alliance between the two kingdoms; the pardoning her subjects, who had taken arms against her; and her promising to hold

* Spotsw. 243.

Book VI. 1570. no correſpondence, and to countenance no enterprize, that might diſturb Elizabeth's government; were among the chief articles. By way of ſecurity for the accompliſhment of theſe, they demanded that ſome perſons of rank ſhould be given as hoſtages, that the Prince her ſon ſhould reſide in England, and that a few caſtles on the border ſhould be put into Elizabeth's hands. To ſome of theſe propoſitions Mary conſented; ſome ſhe endeavoured to mitigate; and others ſhe attempted to evade. In the mean time, ſhe tranſmitted copies of them to the Pope, to the Kings of France and Spain, and to the Duke of Alva. She inſinuated, that without ſome timely and vigorous effort in her behalf, ſhe would be obliged to accept of theſe hard conditions, and to purchaſe liberty at any price. But the Pope was a diſtant and feeble ally, and by his efforts againſt the Turks, his treaſury was entirely exhauſted. Charles had already begun to meditate that conſpiracy againſt the Hugonots, which marks his reign with ſuch infamy; and it required much leiſure, and perfect tranquillity, to bring that execrable plan to maturity. Philip was employed in fitting out that fleet, which acquired ſo great renown to the Chriſtian arms, by the victory over the infidels at Lepanto; the Moors in Spain threatned an inſurrection; and his ſubjects in the Netherlands, provoked by much oppreſſion, and many indignities, were breaking out into open rebellion. All of them, for theſe different reaſons, adviſed Mary, without depending on their aid, to conclude the treaty on the beſt terms ſhe could procure *.

Elizabeth's artifices in the conduct of it.

MARY, accordingly, conſented to many of Elizabeth's demands, and diſcovered a facility of diſpoſition, which promiſed ſtill

* Anderſ. Vol. III. 109, 120.

further

further conceſſions. But no conceſſion ſhe could have made, would have ſatisfied Elizabeth, who, in ſpite of her repeated profeſſions of ſincerity to foreign ambaſſadors, and notwithſtanding the ſolemnity with which ſhe carried on the treaty, had no other object in it, than to amuſe Mary's allies, and to gain time *. After having ſo long treated a Queen, who fled to her for refuge, in ſo ungenerous a manner, ſhe could not now diſmiſs her with ſafety. Under all the diſadvantages of a rigorous confinement, Mary had found means to excite commotions in England, which were extremely formidable. What deſperate effects of her juſt reſentment might be expected, if ſhe were ſet at liberty, and recovered her former power? What engagements could bind her, not to revenge the wrongs ſhe had ſuffered, nor to take advantage of the favourable conjunctures, that might preſent themſelves? Was it poſſible for her to give ſuch ſecurity for her behaviour, in times to come, as might remove all ſuſpicions and fears? And was there not good cauſe to conclude, that no future benefits could ever obliterate the memory of paſt injuries? It was thus Elizabeth reaſoned; though ſhe continued to act as if her views had been entirely different. She appointed ſeven of her privy counſellors to be commiſſioners for ſettling the articles of the treaty; and as Mary had already named the Biſhops of Roſs, and Galloway, and Lord Levingſton, for her ambaſſadors, ſhe required the Regent to impower proper perſons to appear in behalf of the King. The Earl of Morton, Pitcarn abbot of Dunfermling, and Sir James Macgill were the perſons choſen by the Regent. They prepared for their journey, as ſlowly as Elizabeth her ſelf could have wiſhed. At length they arrived at London, and met the commiſſioners of the two Queens. Mary's

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Feb. 19:

* Digges. Compl. Amb. 78.

Book VI. 1571. ambaſſadors diſcovered the ſtrongeſt inclination to comply with every thing, that would remove the obſtacles, which ſtood in the way of their miſtreſs's liberty. But when Morton and his aſſociates were called upon to vindicate their conduct, and to explain the ſentiments of their party, they began, in juſtification of their treatment of the Queen, to advance ſuch maxims concerning the limited powers of Princes, and the natural right of ſubjects to reſiſt and to controul them, as were extremely ſhocking to Elizabeth, whoſe notions of regal prerogative were very exalted. With regard to the authority which the King now poſſeſſed, they declared that they neither had, nor could poſſibly receive inſtructions, to conſent to any treaty, that tended to ſubvert, or even to impair it, in the leaſt degree *. Nothing could be more trifling and ridiculous, than ſuch a reply from the commiſſioners of the King of Scots, to the Queen of England. His party depended abſolutely on her protection, her hand had ſeated him on the throne, and to her power he owed the continuance of his reign. With the utmoſt eaſe, ſhe could have brought them to talk in a very different manner; and whatever conditions ſhe might have thought fit to preſcribe, they would have had no other choice but to ſubmit. This declaration, however, ſhe affected to conſider as an inſuperable difficulty. And finding that there was no reaſon to dread any danger from the French King, who had not diſcovered that eagerneſs in ſupport of Mary, which was expected; the reply made by Morton furniſhed her with a pretence for putting a ſtop to the negociation, till the Regent ſhould ſend ambaſſadors with more ample powers. And after being amuſed for ten months with the hopes of liberty, the unhappy Queen of Scots remained under ſtricter cuſtody than ever, and without any proſpect of eſcaping from it; while thoſe ſubjects, who ſtill adhered to her, were expoſed, without

It proves fruitleſs.

March 24.

* Cald. 2. 234. Digges 51. Haynes, 523, 524.

ally or protector, to the rage of enemies, whom their ſucceſs in this negociation rendered ſtill more inſolent *. Book VI. 1571.

On the day after the expiration of the true, which had been obſerved with little exactneſs on either ſide, Captain Crawford of Jordan-hill, a gallant and enterpriſing officer, performed a ſervice of great importance to the Regent, by ſurpriſing the caſtle of Dunbarton. This was the only fortified place in the kingdom, of which the Queen had kept poſſeſſion, ever ſince the commencement of the civil wars. Its ſituation on the top of an high and almoſt inacceſſible rock, which riſes in the middle of a plain, rendered it extremely ſtrong, and in the opinion of that age impregnable; as it commanded the river Clyde, it was of great conſequence, and eſteemed the moſt proper place in the kingdom for landing any foreign troops, that might come to Mary's aid. The ſtrength of the place rendered Lord Fleming the governor, more ſecure than he ought to have been, conſidering its importance. A ſoldier, who had ſerved in the garriſon, and had been diſguſted by ſome ill uſage, propoſed the ſcheme to the Regent, endeavoured to demonſtrate that it was practicable, and offered himſelf to go the foremoſt man on the enterprize. It was thought prudent to riſque any danger, for ſo great a prize. Scaling-ladders, and whatever elſe was neceſſary, were prepared with the utmoſt ſecrecy and diſpatch. All the avenues to the caſtle were ſeized, that no intelligence of the deſign might reach the governor. Towards evening, Crawford marched from Glaſgow, with a ſmall but determined band. By midnight, they arrived at the bottom of the rock. The moon was ſet, and the ſky, which hitherto had been extremely clear, was covered with a thick fog. It was where the rock was higheſt, that the aſſailants

Dunbarton caſtle ſurprized by the Regent.

* And. 3. 91, &c.

made

Book VI. 1571. made their attempt, becauſe, in that place there were few ſentinels, and they hoped to find them leaſt alert. The firſt ladder was ſcarce fixed, when the weight and eagerneſs of thoſe who mounted it, brought it to the ground. None of the aſſailants were hurt by the fall, and none of the garriſon alarmed by the noiſe. Their guide and Crawford ſcrambled up the rock, and faſtened the ladder to the roots of a tree, which grew in a cleft. This place they all reached with the utmoſt difficulty, but were ſtill at a great diſtance from the foot of the wall. Their ladders were made faſt a ſecond time; but in the middle of the aſcent, they meet with an unforeſeen difficulty. One of their companions was ſeized with ſome ſudden fit, and clung, ſeemingly without life, to the ladder. All were at a ſtand. It was impoſſible to paſs him. To tumble him headlong was cruel; and might occaſion a diſcovery. But Crawford's preſence of mind did not forſake him. He ordered the ſoldier to be bound faſt to the ladder, that he might not fall when the fit was over: and turning the other ſide of the ladder, they mounted, with eaſe, over his belly. Day now began to break, and there ſtill remained an high wall to ſcale; but after ſurmounting ſo many greater difficulties, this was ſoon accompliſhed. A ſentry obſerved the firſt man, who appeared on the parapet, and had juſt time to give the alarm, before he was knocked on the head. The officers and ſoldiers of the garriſon ran out naked, unarmed, and more ſollicitous about their own ſafety, than capable of making reſiſtance. The aſſailants ruſhed forwards, with repeated ſhouts, and with the utmoſt fury; took poſſeſſion of the magazine; ſeized the cannon; and turned them againſt their enemies. Lord Fleming got into a ſmall boat, and fled all alone, into Argylſhire. Crawford, in reward of his valour and good conduct, remained maſter of the caſtle; and as he did not loſe a ſingle man in the enterprize, he enjoyed his ſucceſs with unmixed pleaſure. Lady Fleming, Verac the French Envoy,

Envoy, and Hamilton archbiſhop of St. Andrews, were the pri- Book VI.
ſoners of greateſt diſtinction *. 1571.

VERAC's character protected him from the uſage, which he me- Archbiſhop of St. Andrews put to death by him.
rited by his activity in ſtirring up enemies againſt the King. The Regent treated the lady with great politeneſs, and humanity. But a very different fate awaited the archbiſhop; he was carried under a ſtrong guard to Stirling; and as he had formerly been attainted by act of Parliament, he was, without any formal trial, condemned to be hanged; and on the fourth day after he was taken, the ſentence was executed. An attempt was made to convict him of being acceſſary to the murther both of the King and Regent, but theſe accuſations were ſupported by no proof. Our hiſtorians obſerve that he was the firſt biſhop in Scotland who died by the hands of the executioner. The high offices he had enjoyed, both in church and ſtate, ought to have exempted him from a puniſhment, inflicted only on the loweſt criminals. But his zeal for the Queen, his abilities, and his profeſſion, rendered him odious and formidable to the King's adherents. Lennox hated him as the perſon, by whoſe counſels the reputation and power of the houſe of Hamilton were ſupported. And party rage, and perſonal enmity, dictated that indecent ſentence, for which ſome colour was ſought, by imputing to him ſuch odious crimes †.

THE loſs of Dunbarton, and the ſevere treatment of the Arch- Kirkaldy defends the caſtle of Edinburgh in the Queen's name.
biſhop, perplexed and enraged the Queen's party; and hoſtilities were renewed with all the fierceneſs, which diſappointment and indignation can inſpire. Kirkaldy, who, during the truce, had taken care to increaſe the number of his garriſon, and to provide every thing neceſſary for a ſiege, iſſued a proclamation declaring Lennox's

* Buch. 394. † Spotſw. 252.

autho-

Book VI. 1571. authority to be unlawful, and uſurped; commanded all who favoured his cauſe to leave the town within ſix hours; ſeized the arms, belonging to the citizens; planted a battery on the ſteeple of St. Giles; repaired the walls, and fortified the gates of the city; and, though the affections of the inhabitants leaned a different way, held out the metropolis againſt the Regent. The Duke, Huntly, Home, Herreis, and other chiefs of that faction, repaired to Edinburgh with their followers; and having received a ſmall ſum of money, and ſome ammunition from France, formed no contemptible army within the walls. On the other ſide, Morton ſeized Leith, and fortified it; and the Regent joined him with a conſiderable body of men. While the armies lay ſo near each other, daily ſkirmiſhes happened, and with various ſucceſs. The Queen's party was not ſtrong enough to take the field againſt the Regent, nor was his ſuperiority ſo great as to undertake the ſiege of the caſtle, or of the town *.

Both parties hold parliaments. May 14.

SOME time before Edinburgh fell into the hands of his enemies, the Regent had ſummoned a Parliament to meet in that place. In order to prevent any objection againſt the lawfulneſs of the meeting, the members obeyed the proclamation as exactly as poſſible; and aſſembled in a houſe at the head of the Canongate, which, though without the walls, lies within the liberties of the city. Kirkaldy exerted himſelf to the utmoſt to interrupt their meeting; but they were ſo ſtrongly guarded, that all his efforts were vain. They paſſed an act attainting Maitland, and a few others, and then adjourned to the 28th of Auguſt ‡.

* Cald. 2. 233, &c. ‡ Crawf. Mem. 177.

THE

THE other party, in order that their proceedings might be coun- Book VI.
tenanced by the ſame ſhew of legal authority, held a meeting of 1571.
parliament ſoon after. There was produced in this aſſembly, a declaration by the Queen, of the invalidity of that deed, whereby ſhe had reſigned the crown, and conſented to the coronation of her ſon. Conformable to this declaration, an act was paſt, pronouncing the reſignation to have been extorted by fear; to be null in itſelf, and in all its conſequences; and enjoining all good ſubjects to acknowledge the Queen alone to be their lawful ſovereign, and to ſupport thoſe who acted in her name. The preſent eſtabliſhment of the proteſtant religion was confirmed by another ſtatute; and, in imitation of the adverſe party, a new meeting was appointed on the 26th of Auguſt *.

MEANWHILE, all the miſeries of civil war deſolated the king- Miſerable condition of the kingdom.
dom. Fellow citizens, friends, brothers, took different ſides, and ranged themſelves under the ſtandards of the contending factions. In every county, and almoſt in every town and village, *King's-men* and *Queen's-men* were names of diſtinction. Political hatred diſſolved all natural ties, and extinguiſhed the reciprocal good will and confidence, which hold mankind together in ſociety. Religious zeal mingled itſelf with theſe civil diſtinctions, and contributed not a little to heighten, and to inflame them.

THE factions which divided the kingdom were, in appearance, State of factions.
only two. But in both theſe, there were perſons, with views, and principles, ſo different from each other, that they ought to be diſtinguiſhed. With ſome, conſiderations of religion were predomi-

* Crawf. Mem. 177.

Book VI. 1571. nant, and they either adhered to the Queen, becauſe they hoped, by her means, to re-eſtabliſh Popery, or they defended the King's authority, as the beſt ſupport of the Proteſtant faith. Among theſe the oppoſition was violent and irreconcileable. Others were influenced by political motives only, or allured by views of intereſt; the Regent aimed at uniting theſe, and did not deſpair of gaining, by gentle arts, many of Mary's adherents to acknowledge the King's authority. Maitland and Kirkaldy had formed the ſame deſign of a coalition, but on ſuch terms, that the Queen might be reſtored to ſome ſhare in the government, and the kingdom ſhake off its dependance on England. Morton, the ableſt, the moſt ambitious, and the moſt powerful man of the King's party, held a particular courſe; and moving only as he was prompted by the court of England, thwarted every meaſure, that tended towards a reconcilement of the factions; and as he ſerved Elizabeth with much fidelity, he derived both power and credit from her avowed protection.

THE time appointed by both parties, for the meeting of their parliaments, now approached. Only three peers and two biſhops appeared in that, which was held in the Queen's name at Edinburgh. But contemptible as their numbers were, they paſſed an act for attainting upwards of 200 of the adverſe faction. The meeting at Stirling was numerous and ſplendid. The Regent had prevailed on the Earls of Argyll, Eglinton, Caſſils, and Lord Boyd, to acknowledge the King's authority. The three Earls were among the moſt powerful noblemen in the Kingdom, and had hitherto been zealous in the Queen's cauſe. Lord Boyd had been one of Mary's commiſſioners at York and Weſtminſter, and, ſince that time, had been admitted into all her moſt ſecret councils. But, during that turbulent period, the conduct of individuals, as well as the principles

ciples of factions, varied ſo often, that the ſenſe of honour, the chief preſervative of conſiſtency in character, was entirely loſt; and without any regard to decorum, men ſuddenly abandoned one party, and adopted all the violent paſſions of the other. The defection, however, of ſo many perſons of diſtinction, not only weakened the Queen's party, but added reputation to her adverſaries. Book VI. 1571.

AFTER the example of the parliament at Edinburgh, that at Stirling began with framing acts againſt the oppoſite faction. But in the midſt of all the ſecurity, which confidence in their own numbers, or diſtance from danger could inſpire, they were awakened, early one morning, by the ſhouts of the enemy in the heart of the town. In a moment, the houſes of every perſon of diſtinction were ſurrounded, and before they knew what to think of ſo ſtrange an event, the Regent, the Earls of Argyll, Morton, Glencairn, Caſſils, Eglinton, Montroſe, Buchan, the Lords Sempil, Cathcart, Ogilvie, were all made priſoners, and mounted behind troopers, who were ready to carry them to Edinburgh. Kirkaldy was the author of this daring enterprize; and if he had not been induced, by the ill-timed ſollicitude of his friends about his ſafety, not to hazard his own perſon in conducting it, that day would have terminated the conteſt between the two factions, and have reſtored peace to his country. By his direction, four hundred men, under the command of Huntley, Lord Claud Hamilton, and Scott of Buccleugh, ſet out from Edinburgh, and the better to conceal their deſign, marched towards the ſouth. But they ſoon wheeled to the right, and horſes having been provided for the infantry, rode ſtreight to Stirling. By four in the morning, they arrived there; not one ſentry was poſted on the walls, not a ſingle man was awake about the place. They met with no reſiſtance from any perſon they had

The King's party ſurprized in Stirling. Sept. 3.

Book VI. 1571. had ſeized, except Morton. He defending his houſe with obſtinate valour, they were obliged to ſet it on fire, and he did not ſurrender till forced out of it by the flames. In performing this, ſome time was conſumed; and the private men, unaccuſtomed to regular diſcipline, left their colours, and began to rifle the houſes, and ſhops of the citizens. The noiſe and uproar in the town reached the caſtle. The Earl of Mar ſallied out with thirty ſoldiers; fired briſkly upon the enemy, of whom almoſt none but the officers kept together in a body. The townſmen took arms to aſſiſt their governor; a ſudden panic ſtruck the aſſailants; ſome fled, ſome ſurrendered themſelves to their own priſoners; and had not the borderers, who followed Scott, prevented a purſuit, by carrying off all the horſes within the place, not a man would have eſcaped. If the Regent had not unfortunately been killed, the loſs on the King's ſide would have been as inconſiderable, as the alarm was great. *Think on the archbiſhop of St. Andrews*, was the word among the Queen's ſoldiers; and Lennox fell a ſacrifice to his memory. The officer, to whom he ſurrendered, endeavouring to protect him, loſt his own life in his defence. He was ſlain, according to the general opinion, by command of Lord Claud Hamilton. Kirkaldy had the glory of concerting this plan with great ſecrecy, and prudence; but Morton's fortunate obſtinacy, and the want of diſcipline among his own troops, deprived him of ſucceſs, the only thing wanting to render this equal to the moſt applauded military enterprizes of the kind *.

The Regent killed.

Mar choſen Regent. Sept. 6. As ſo many of the nobles were aſſembled, they proceeded, without delay, to the election of a Regent. Argyll, Morton, and Mar

* Melv. 226. Crawf. Mem. 204.

were

were candidates for the office. Mar was choſen by a majority of voices. Amidſt all the fierce diſſentions, which had prevailed ſo long in Scotland, he had diſtinguiſhed himſelf by his moderation, his humanity, and his diſintereſtedneſs. And as his power was far inferior to Argyll's, and his abilities not ſo great as Morton's, he was, for theſe reaſons, leſs formidable to the other nobles. His merit, too, in having ſo lately reſcued the Leaders of the party from imminent deſtruction, contributed not a little to his preferment. Book VI. 1571.

WHILE theſe things were carrying on in Scotland, the tranſactions in England were no leſs intereſting to Mary, and ſtill more fatal to her cauſe. The parliament of that kingdom, which met in April, paſſed an act, by which, it was declared to be high treaſon, to claim any right to the Crown during the life of the Queen; to affirm that the title of any other perſon was better than hers; or to maintain that the parliament had not power to ſettle, and to limit the order of ſucceſſion. This remarkable ſtatute was intended not only for the ſecurity of their own ſovereign, but to curb the reſtleſs and intriguing ſpirit of the Scottiſh Queen, and her adherents †. Proceedings in England againſt Mary.

AT this time, a treaty of marriage between Elizabeth and the Duke of Anjou, the French King's brother, was well advanced. Both courts ſeemed to deſire it with equal ardor, and gave out, with the utmoſt confidence, that it could not fail of taking place. Neither of them, however, wiſhed its ſucceſs; and they encouraged it for no other end, but becauſe it ſerved to cover or to promote their particular deſigns. The whole policy of Catherine of Medicis was bent towards the accompliſhment of her deteſtable project for the deſtruction of the Hugonot chiefs; and by carrying on a negotiation for the marriage of her ſon with a Princeſs, who was juſtly eſteemed the protectreſs of that party, by yielding ſome things Marriage negociated between Elizabeth and the Duke of Anjou.

† Camd. 436.

in

Book VI. in point of religion, and by diſcovering an indifference with regard to others, ſhe hoped to amuſe all the Proteſtants in Europe, and to lull aſleep the jealouſy even of the Hugonots themſelves. Elizabeth flattered herſelf with reaping advantages of another kind. During the dependance of the negociation, the French could not with decency give any open aſſiſtance to the Scottiſh Queen; if they conceived any hopes of ſucceſs in the treaty of marriage, they would, of courſe, intereſt themſelves but coldly in her concerns; Mary herſelf muſt be dejected at loſing an ally, whom ſhe had hitherto reckoned her moſt powerful protector; and by interrupting her correſpondence with France, one ſource, at leaſt, of the cabals and intrigues which diſturbed the kingdom, would be ſtopt. Both Queens ſucceeded in their ſchemes. Catherine's artifices impoſed on Elizabeth, and blinded the Hugonots. The French diſcovered the utmoſt indifference about the intereſt of the Scottiſh Queen; and Mary, conſidering that court as already united with her rival, turned herſelf, for protection, towards the King of Spain *. Philip, whoſe dark and thoughtful mind, delighted in the myſtery of intrigue, had held a ſecret correſpondence with Mary, for ſome time, by means of the Biſhop of Roſs, and had ſupplied both herſelf, and her adherents in Scotland, with ſmall ſums of money. Ridolphi, a Florentine gentleman, who reſided at London under the character of a banker, and who acted privately as an agent for the Pope, was the perſon whom the Biſhop intruſted with this negociation. Mary thought it neceſſary, likewiſe, to communicate the ſecret to the Duke of Norfolk, whom Elizabeth had lately reſtored to liberty, upon his ſolemn promiſe to have no further intercourſe with the Queen of Scots; which, however, he regarded ſo little, that ſhe took no ſte in any matter of moment, without his advice. She complaine in

1571.

Norfolk's conſpiracy in favour of Mary.

* Digges. 144, 148. Camd. 434.

a long

a long letter, which ſhe wrote to him in cyphers, of the baſeneſs, with which the French court had abandoned her intereſt; ſhe declared her reſolution of imploring the aſſiſtance of the Spaniſh Monarch, which was now her only reſource; and recommended Ridolphi to his confidence, as a perſon, capable both of explaining, and of advancing the ſcheme. The Duke commanded Hickford, his ſecretary, to decypher, and then to burn this letter; but whether he had been already gained by the court, or reſolved at that time to betray his maſter, he diſobeyed the latter part of the order, and hid the letter, together with other treaſonable papers, under the Duke's own bed. Book VI. 1571.

Ridolphi, in a conference with Norfolk, omitted none of thoſe arguments, and ſpared none of thoſe promiſes, which are the uſual incentives to rebellion. The Pope, he told him, had a great ſum in readineſs to beſtow in ſo good a cauſe. The Duke of Alva had undertaken to land ten thouſand men, not far from London. The Catholics to a man would riſe in arms. Many of the nobles were ripe for a revolt, and wanted only a leader. Half the nation had turned their eyes on him, and expected him to revenge the unmerited injuries, which he himſelf had ſuffered; and to reſcue an unfortunate Queen, who offered him her perſon, and her crown, as the reward of his ſucceſs. Norfolk approved of the deſign, and though he refuſed to give Ridolphi any letter of credit, allowed him to uſe his name, in negociating with the Pope, and Alva *. The Biſhop of Roſs, who, from the violence of his temper, and impatience to procure relief for his miſtreſs, was apt to run into raſh and deſperate deſigns, adviſed the Duke to aſſemble ſecretly a few of his followers, and at once to ſeize Elizabeth's perſon. But this the Duke

* Anderſ. 3. 161.

Book VI. rejected as a ſcheme, equally wild and hazardous. Mean while, the Engliſh court had received ſome imperfect information of the plot, by intercepting one of Ridolphi's agents; and an accident happened, which brought to light all the circumſtances of it. The Duke had employed Hickford to tranſmit to Lord Herreis, ſome money, which was to be diſtributed among Mary's adherents in Scotland. A perſon not in the ſecret was intruſted with conveying it to the borders; and he, ſuſpecting it from the weight to be gold, whereas he had been told that it was ſilver, carried it directly to the privy council. The Duke, his domeſtics, and all who were privy, or could be ſuſpected of being privy to the deſign, were taken into cuſtody. Never did the accomplices in a conſpiracy diſcover leſs firmneſs; or ſervants betray an indulgent maſter, with greater baſeneſs. Every one confeſſed the whole of what he knew. Hickford gave directions how to find the papers, which he had hid. The Duke himſelf, relying at firſt on the fidelity of his aſſociates, and believing all dangerous papers to have been deſtroyed, confidently aſſerted his own innocence; but when their depoſitions, and the papers themſelves were produced, aſtoniſhed at their treachery, he acknowledged his guilt, and implored the Queen's mercy. His offence was too heinous, and too often repeated, to obtain pardon; and Elizabeth thought it neceſſary to deter her ſubjects, by his puniſhment, from holding correſpondence with the Queen of Scots, or her emiſſaries. Being tried by his Peers, he was found guilty of high treaſon, and, after ſeveral delays, ſuffered death for the crime *.

1571.
Diſcovered by Elizabeth.
Auguſt.

Sept. 7.

THE diſcovery of this conſpiracy produced many effects, extremely detrimental to Mary's intereſt. The Biſhop of Roſs, who ap-

* Anderſ. 3. 149. State Trials, 1. 85.

peared

peared by the confeſſion of all concerned, to be the prime mover in every cabal againſt Elizabeth, was taken into cuſtody, his papers ſearched, himſelf committed to the tower, treated with the utmoſt rigour, threatened with capital puniſhment, and after a long confinement, ſet at liberty, on condition that he ſhould leave the kingdom. Mary was not only deprived of a ſervant, equally eminent for his zeal, and his abilities, but was denied, from that time, the privilege of having an ambaſſador at the Engliſh court. The Spaniſh ambaſſador, whom, the power and dignity of the prince he repreſented, exempted from ſuch inſults, as Roſs had ſuffered, was commanded to leave England *. Mary herſelf was kept under a ſtricter guard than formerly, the number of her domeſtics abridged, and no perſon permitted to ſee her, but in preſence of her keepers †. Book VI. 1571.

At the ſame time, Elizabeth, foreſeeing the ſtorm which was gathering, on the continent, againſt her kingdom, began to wiſh that tranquillity were reſtored in Scotland; and irritated by Mary's late attempt againſt her government, ſhe determined to act, without diſguiſe or ambiguity, in favour of the King's party. This reſolution ſhe intimated to the leaders of both factions. Mary, ſhe told them, had held ſuch a criminal correſpondence with her avowed enemies, and had excited ſuch dangerous conſpiracies both againſt her crown and life, that ſhe would henceforth conſider her as unworthy of protection, and would never conſent to reſtore her to liberty, far leſs to replace her on her throne. She exhorted them, therefore, to unite in acknowledging the King's authority. She promiſed to procure by her mediation equitable terms for thoſe, who had hitherto oppoſed it. But if they ſtill continued refractory, Elizabeth declares openly againſt the Queen's party. Oct. 23.

* Digges. 163. † Strype. Ann. 2. 50.

Book VI. 1571. ſhe threatened to employ her utmoſt power to compel them to ſubmit ‡. Though this declaration did not produce an immediate effect; though hoſtilities continued in the neighbourhood of Edinburgh; though Huntly's brother, Sir Adam Gordon, by his bravery, and good conduct, routed the King's adherents in the North, in many encounters; yet ſuch an explicit diſcovery of Elizabeth's ſentiments contributed not a little to animate one party, and to depreſs the ſpirit and hopes of the other *.

1572. Hoſtilities carried on between them. As Morton, who commanded the Regent's forces, lay at Leith, and Kirkaldy ſtill held out the town and caſtle of Edinburgh, ſcarce a day paſſed without a ſkirmiſh. And while both avoided any deciſive action, they harraſſed each other by attacking ſmall parties, beating up quarters, and intercepting convoys. Theſe operations, though little memorable in themſelves, kept the paſſions of both factions in perpetual exerciſe and agitation, and wrought them up, at laſt, to a degree of fury, which rendered them regardleſs not only of the laws of war, but of the principles of humanity. Nor was it in the field alone, and during the heat of combat, that this implacable rage appeared; both parties hanged the priſoners they took, of whatever rank or quality, without mercy, and without trial. Great numbers ſuffered in this ſhocking manner; the unhappy victims were led, by fifties at a time, to execution; and it was not till both ſides had ſmarted ſeverely, that they diſcontinued this barbarous practice, ſo reproachful to the character of the nation †. Mean while, thoſe in the town and caſtle, though they had received a ſupply of money from the Duke of Alva ‖, began to ſuffer for want of proviſions. As Morton had deſtroyed all the

‡ See Append. N°. IV.
† Crawf. Mem. 218, 220.
* Cald. 2. 289, 294. Strype. 2. 76.
‖ Cald. 2. 345.

mills

mills in the neighbourhood of the city, and had planted ſmall garriſons in all the houſes of ſtrength around it, ſcarcity daily increaſed. At laſt all the miſeries of famine were felt, and they muſt have been ſoon reduced to ſuch extremities, as would have forced them to capitulate, if the Engliſh and French ambaſſadors had not procured a ſuſpenſion of hoſtilities, between the two parties *. Book VI. 1572.

League between England and France.

THOUGH the negociation for a marriage, between Elizabeth and the Duke of Anjou, had been fruitleſs, both Charles and ſhe were deſirous of concluding a defenſive alliance between the two crowns. He conſidered ſuch a treaty, not only as the beſt device for blinding the Proteſtants, the conſpiracy againſt whom was now almoſt ripe for execution; but as a good precaution, likewiſe, againſt the dangerous conſequences, to which that atrocious meaſure might expoſe him. Elizabeth, who had hitherto reigned without a ſingle ally, now ſaw her kingdom ſo threatned with inteſtine commotions, or expoſed to invaſions from abroad, that ſhe was extremely ſolicitous to ſecure the aſſiſtance of ſo powerful a neighbour. The difficulties, ariſing from the ſituation of the Scottiſh Queen, were the chief occaſions of any delay. Charles demanded ſome terms of advantage for Mary, and her adherents. Elizabeth refuſed to liſten to any propoſition of that kind. Her obſtinacy overcame the faint efforts of the French Monarch. Mary's name was not ſo much as mentioned in the treaty, and with regard to Scottiſh affairs, a ſhort article was inſerted, in general and ambiguous terms, to this purpoſe, "That the parties contracting ſhall make no innovations in Scotland; nor ſuffer any ſtranger to enter, and to foment the factions there; but it ſhall be lawful for the Queen of England to chaſtiſe, by force of arms, thoſe Scots who ſhall continue to harbour the Engliſh rebels now in Scotland †." In conſequence of April 11.

* Id. 346. † Digges. 170, 191. Camd. 444.

Book VI. 1572. this treaty, France and England affected to act in concert with regard to Scotland, and Du Croc, and Sir William Drury, appeared there, in name of their reſpective ſovereigns. By their mediation, a truce, for two months, was agreed upon, and during that time, conferences were to be held between the leaders of the oppoſite factions, in order to accommodate their differences, and reſtore peace to the kingdom. This truce afforded a ſeaſonable interval of tranquillity to the Queen's adherents in the South; but in the North, it proved fatal to her intereſt. Sir Adam Gordon had ſtill maintained his reputation and ſuperiority there. Several parties, under different officers, were ſent againſt him. Some of them he attacked in the field; againſt others he employed ſtratagem; and as his courage and conduct were equal, none of his enterprizes failed of ſucceſs. He made war, too, with the humanity, which became ſo gallant a man, and gained ground by that, no leſs than by the terror of his arms. If he had not been obliged, by the truce, to ſuſpend his operations, he would, in all probability, have brought that part of the kingdom to ſubmit entirely to the Queen's authority *.

Proceedings in England againſt Mary.

NOTWITHSTANDING Gordon's bravery and ſucceſs, Mary's intereſt was on the decline, not only in her own kingdom, but among the Engliſh. Nothing could be more offenſive to that nation, jealous of foreigners, and terrified at the proſpect of the Spaniſh yoke, than her negociations with the Duke of Alva. The parliament, which met in May, proceeded againſt her as the moſt dangerous enemy of the kingdom; and after a ſolemn conference between the Lords and Commons, both houſes agreed in bringing in a bill to declare her guilty of high treaſon, and to deprive her of all

* Craw. Mem.

right

right of ſucceſſion to the crown. This *great cauſe*, as it was then called, occupied them during the whole ſeſſion, and was carried on with much unanimity. Elizabeth, though ſhe applauded their zeal, and approved much of the courſe they were taking, was ſatisfied with ſhewing Mary what ſhe might expect from the reſentment of the nation; but as ſhe did not yet think it time to proceed to the moſt violent extremity againſt her, ſhe prorogued the parliament *. Book VI. 1572.

THESE ſevere proceedings of the Engliſh parliament were not more mortifying to Mary, than the coldneſs and neglect of her allies the French. The Duke of Montmorency, who came over to ratify the league with Elizabeth, made a ſhew of intereſting himſelf in her favour, but inſtead of ſolliciting for her liberty, or her reſtoration to her throne, all that he demanded was a ſlight mitigation of the rigour of her impriſonment. And even this ſmall requeſt, he urged with ſo little warmth or importunity, that no regard was paid to it †. The French neglect her intereſt.

THE alliance with France afforded Elizabeth much ſatisfaction, and ſhe expected from it a great increaſe of ſecurity. She now turned her whole attention towards Scotland, where the animoſities of the two factions were ſtill ſo high, and ſo many interfering intereſts to be adjuſted, that a general pacification ſeemed to be at a great diſtance. But while ſhe laboured to bring them to ſome agreement, an event happened which filled a great part of Europe with aſtoniſhment, and with horror. This was the maſſacre of Paris; an attempt, to which there is no parallel in the hiſtory of mankind, either for the diſſimulation which led to it, or for the cruelty and The maſſacre of Paris.

* D'Ewes Journ. 206, &c.

† Jebb. 2. 512.

barbarity,

Book VI. 1572. barbarity, with which it was put in execution. By the moſt ſolemn promiſes of ſafety and of favour, the leaders of the Proteſtants were drawn to court; and though doomed to deſtruction, they were received with careſſes, loaded with honours, and treated, for ſeven months, with every poſſible mark of familiarity, and of con-

Auguſt 24. fidence. In the midſt of their ſecurity, the warrant for their deſtruction was iſſued by their ſovereign, on whoſe word they had relied; and, in obedience to it, their countrymen, their fellow citizens, and companions, imbrued their hands in their blood. Ten thouſand Proteſtants, without diſtinction of age, or ſex, or condition, were murdered in Paris alone. The ſame barbarous orders were ſent to other parts of the kingdom, and a like carnage enſued. This deed, which no Popiſh writer, in the preſent age, mentions without deteſtation, was, at that time, applauded in Spain; and at Rome, ſolemn thankſgivings were offered to God, for its ſucceſs. But among the Proteſtants it excited incredible horror; a ſtriking picture of which is drawn by the French ambaſſador at the court of England, in his account of his firſt audience after the maſſacre. "A gloomy ſorrow, ſays he, ſat on every face; ſilence, as in the dead of night, reigned through all the chambers of the royal apartment; the ladies and courtiers were ranged on each ſide, all clad in deep mourning, and as I paſſed through them, not one beſtowed on me a civil look, or made the leaſt return to my ſalutes *."

Detrimental to Mary's intereſt.

BUT horror was not the only paſſion, with which this event inſpired the Proteſtants; it filled them with fear. They conſidered it as the prelude to ſome greater blow, and believed, not without great probability, that all the Popiſh Princes had conſpired the de-

* Carte, 3. 522.

ſtruction

ſtruction of their ſect. This opinion did no ſmall diſſervice to Mary's affairs in Scotland. Many of her adherents were Proteſtants; and, though they wiſhed her reſtoration, were not willing, on that account, to ſacrifice the faith which they profeſſed. They dreaded her attachment to a religion, which allowed its votaries to violate the moſt ſolemn engagements, and prompted them to perpetrate the moſt barbarous crimes. A general confederacy of the Proteſtants ſeemed to them, the only thing that could uphold the Reformation againſt the league, which was formed to overturn it. Nor could the preſent eſtabliſhment of religion be long maintained in Britain, but by a ſtrict union with Elizabeth, and by the concurrence of both nations, in eſpouſing the defence of it, as a common cauſe *. Book VI. 1572.

THE Regent took hold of this favourable conjuncture for negociating a general peace. And as he laboured for this purpoſe, with the utmoſt zeal, and the adverſe faction placed entire confidence in his integrity, his endeavours could ſcarce have failed of being ſucceſsful. Maitland and Kirkaldy came ſo near to an agreement with him, that ſcarce any thing remained, except the formality of ſigning the treaty. But Morton had not forgotten the diſappointment he met with in his pretenſions to the Regency; his abilities, his wealth, and the patronage of the court of England, gave him greater ſway with the party, than even the Regent himſelf; and he took pleaſure in thwarting every meaſure purſued by him. He was afraid that if Maitland and his aſſociates recovered any ſhare in the adminiſtration, his own influence would be conſiderably diminiſhed; and the Regent, by their means, would regain that aſcendant, which belonged to his ſtation. With him, concurred all thoſe, who were in poſſeſſion of the lands, which belonged to any of the Queen's

The Regent endeavours to unite both parties.

* Digges, 244, 267.

Book VI. party. And his ambition, and their avarice, fruſtrated the Re-
1572. gent's pious intentions, and retarded a bleſſing ſo neceſſary to the kingdom, as the eſtabliſhment of peace *.

His death. SUCH a diſcovery of the ſelfiſhneſs and ambition, which reigned among his party, made a deep impreſſion on the Regent, who loved his country, and wiſhed for peace with much ardor. This inward grief broke his ſpirit, and by degrees, brought on a ſettled melancholy, that ended in a diſtemper, of which he died on the 29th of October. He was, perhaps, the only perſon in the kingdom, who could have enjoyed the office of Regent, without envy, and have left it, without loſs of reputation. Notwithſtanding their mutual animoſities, both factions acknowledged his views to be honourable, and his integrity to be uncorrupted †.

Morton choſen Regent. Novem. 24. NO competitor now appeared againſt Morton. The Queen of England powerfully ſupported his claim, and notwithſtanding the fears of the people, and the jealouſy of the nobles, he was elected Regent; the fourth, who in the ſpace of five years, had held that dangerous office.

As the truce had been prolonged to the firſt of January, this gave him an opportunity of continuing the negociations with the oppoſite party, which had been ſet on foot by his predeceſſor. They produced no effects, however, till the beginning of the next year.

BEFORE we proceed to theſe, ſome events, hitherto untouched, deſerve our notice.

* Melv. 233. Crawf. Mem. 237. † Id. 241.

THE Earl of Northumberland, who had been kept priſoner in Lochleven, ever ſince his flight into Scotland in the year 1569, was given up to Lord Hunſdane Governor of Berwick; and being carried to York, ſuffered there the puniſhment of his rebellion. The King's party depended ſo entirely on Elizabeth's protection, that it was ſcarce poſſible for them to refuſe putting into her hands a perſon who had taken up arms againſt her. But as a ſum of money was paid, on that account; and ſhared between Morton and Douglas of Lochleven, the former of whom, during his exile in England, had been much indebted to Northumberland's friendſhip, the abandoning this unhappy nobleman, in ſuch a manner, to certain deſtruction, was deemed an ungrateful and mercenary action *. Book VI. 1572.

THIS year was remarkable for a conſiderable innovation in the government of the Church. Soon after the Reformation, the Popiſh Biſhops had been confirmed by law in poſſeſſion of part of their benefices; but the ſpiritual juriſdiction, which belonged to their order, was exerciſed by ſuperintendants, though with more moderate authority. On the death of the archbiſhop of St. Andrews, Morton obtained from the Crown a grant of the temporalities of that ſee. But as it was thought indecent for a layman to hold a benefice, to which the cure of ſouls was annexed, he procured Douglas, rector of the univerſity of St. Andrews, to be choſen archbiſhop; and allotting him a ſmall penſion out of the revenues of the ſee, retained the remainder in his own hands. The nobles, who ſaw the advantages they might reap from ſuch a practice, ſupported him in the execution of his plan. It gave great offence, however, to the Clergy, who, inſtead of perpetuating an order, whoſe name and power was odious to them, wiſhed that the revenues which had belonged to it, Affairs of the Church.

* Crawf. Mem. 55, 222. Camd. 445.

Book VI. 1572. might be employed in ſupplying ſuch pariſhes, as were ſtill unprovided with ſettled paſtors. But on the one hand, it would have been raſh in the Clergy to have irritated, too much, noblemen, on whom the very exiſtence of the Proteſtant Church in Scotland depended; and Morton, on the other, conducted his ſcheme with ſuch dexterity, and managed them with ſo much art, that it was, at laſt, agreed, in a Convention compoſed of the leading men among the Clergy, together with a committee of privy council, "that the name and office of archbiſhop, and biſhop, ſhould be continued during the King's minority, and theſe dignities be conferred upon the beſt qualified among the Proteſtant Miniſters; but that with regard to their ſpiritual juriſdictions, they ſhould be ſubject to the general aſſembly of the Church." The rules to be obſerved in their election; and the perſons who were to ſupply the place, and enjoy the privileges, which belonged to the Dean and Chapter in times of Popery, were likewiſe particularly ſpecified *. And the whole being laid before the General Aſſembly, after ſome exceptions to the names of *Archbiſhop*, *Dean*, *Chapter*, &c. and a proteſtation that it ſhould be conſidered only as a temporary conſtitution, till one more perfect could be introduced, it obtained the approbation of that court †. Even Knox, who was prevented from attending the Aſſembly by the ill ſtate of his health, though he declaimed loudly againſt the Simoniacal paction, to which Douglas owed his preferment, and blamed the nomination of a perſon, worn out with age and infirmities, to an office, which required unimpaired vigour both of body and mind, ſeems not to have condemned the proceedings of the Convention; and in a letter to the Aſſembly, recommended ſome of their regulations with reſpect to the election of Biſhops, as worthy of being carefully obſerved ‡. In conſe-

* Cald. 2. 305. † Id. 354. ‡ See Append. N°. V.

quence

quence of the Aſſembly's conſent to the plan agreed upon in the Convention, Douglas was inſtalled in his office; and at the ſame time, an archbiſhop of Glaſgow, and a biſhop of Dunkeld were choſen from among the Proteſtant Clergy. They were all admitted to the place in parliament, which belonged to the eccleſiaſtical order. But in imitation of the example ſet by Morton, ſuch pactions were made with them by different noblemen, as gave them poſſeſſion only of a very ſmall part of the revenues, belonging to their ſees *. Book VI. 1572.

Soon after the diſſolution of this aſſembly, Knox, the prime inſtrument of ſpreading and eſtabliſhing the Reformed religion in Scotland, ended his life, in the 67th year of his age. Zeal, intrepidity, diſintereſtedneſs, were virtues which he poſſeſſed, in an eminent degree. He was acquainted, too, with the learning, cultivated in that age; and excelled in that ſpecies of eloquence, which is calculated to rouze, and to inflame. His maxims, however, were often too ſevere, and the impetuoſity of his temper exceſſive. Rigid and uncomplying himſelf, he ſhewed no indulgence to the infirmities of others. Regardleſs of the diſtinctions of rank and character, he uttered his admonitions with an acrimony and vehemence, more apt to irritate, than to reclaim. This often betrayed him into indecent and undutiful expreſſions, with reſpect to the Queen's perſon and conduct. Thoſe very qualities, however, which now render his character leſs amiable, fitted him to be the inſtrument of Providence for advancing the Reformation among a fierce people, and enabled him to face dangers, and to ſurmount oppoſition, from which, a perſon of a more gentle ſpirit would have been apt to ſhrink back. By an unwearied application to ſtudy, and to buſi- Nov. 27. Death and character of Knox.

* Spotſ. 261.

Book VI. 1572. neſs, as well as by the frequency and fervour of his public diſcourſes, he had worn out a conſtitution, naturally ſtrong. During a lingering illneſs, he diſcovered the utmoſt fortitude; and met the approaches of death, with a magnanimity inſeparable from his character. He was conſtantly employed in acts of devotion, and comforted himſelf with thoſe proſpects of immortality, which not only preſerve good men from deſponding, but fill them with exultation in their laſt moments. The Earl of Morton, who was preſent at his funeral, pronounced his eulogium in a few words, the more honourable for Knox, as they came from one, whom he had often cenſured with peculiar ſeverity, "There lies He, who never feared the face of man *."

1573. The Regent treats with the Queen's party.

THOUGH Morton did not deſire peace from ſuch generous motives as the former Regent, he laboured, however, in good earneſt, to eſtabliſh it. The public confuſions and calamities, to which he owed his power and importance when he was only the ſecond perſon in the nation, were extremely detrimental to him, now that he was raiſed to be the firſt. While ſo many of the nobles continued in arms againſt him, his authority, as Regent, was partial, feeble, and precarious. Elizabeth was no leſs deſirous of extinguiſhing the flame, which ſhe had kindled, and kept ſo long alive in Scotland †. She had diſcovered the alliance with France, from which ſhe had expected ſuch advantages, to be no foundation of ſecurity. And though the appearances of friendſhip ſtill ſubſiſted between her and that court, and Charles daily renewed his proteſtations of inviolable adherence to the treaty, ſhe was convinced, by a fatal example, how little ſhe ought to rely on the promiſes or oaths of that perfidious Monarch. Her ambaſſador warned her that the

* Spotſw. 266. Cald. 2. 273. † Digges, 299.

French

French held a ſecret correſpondence with Mary's adherents in Scot- Book VI.
land, and encouraged them in their obſtinacy *. The Duke of 1573.
Alva carried on his intrigues in that kingdom, with leſs diſguiſe. She was perſuaded that they would embrace the firſt ſerene interval, which the commotions in France and in the Netherlands would allow them, and openly attempt to land in Scotland. She reſolved, therefore, to prevent their getting any footing in the iſland, and to cut off all their hopes of finding any aſſiſtance there, by uniting the two parties.

His overtures rejected by Maitland and Kirkaldy.

THE ſituation of Mary's adherents enabled the Regent to carry on his negociations with them to great advantage. They were now divided into two factions. At the head of the one, were Chatelherault, and Huntly. Maitland and Kirkaldy were the leaders of the other. Their high rank, their extenſive property, and the numbers of their followers, rendered the former conſiderable. The latter were indebted for their importance, to their perſonal abilities, and to the ſtrength of the caſtle of Edinburgh, which was in their poſſeſſion. The Regent had no intention to comprehend both in the ſame treaty; but as he dreaded that the Queen's party, if it remained entire, would be able to thwart and embarraſs his adminiſtration, he reſolved to divide and weaken it, by a ſeparate negociation. He made the firſt overture to Kirkaldy and his aſſociates, and endeavoured to renew the negociation with them, which, during the life of his predeceſſor, had been broken off by his own artifices. But Kirkaldy knew Morton's views, and ſyſtem of government, to be very different from thoſe of the former Regent. Maitland conſidered him, as a perſonal and implacable enemy. They received repeated aſſurances of protection from France. And though the ſiege of Rochelle employed the French arms at that time, the ſame

* Id. 296, 312.

Book VI. 1573. hopes, which had ſo often deceived the party, ſtill amuſed them; and they expected that the obſtinacy of the Hugonots, would ſoon be ſubdued, and that Charles would then be at liberty to act with vigour in Scotland. Mean while, a ſupply of money was ſent, and if the caſtle could be held out till Whitſunday, effectual aid was promiſed †. Maitland's genius delighted in forming ſchemes, that were enterprizing, and dangerous; and Kirkaldy poſſeſſed the intrepidity, neceſſary for putting them in execution. The caſtle, they knew, was ſo ſituated that it might defy all the Regent's power. Elizabeth, they hoped, would not violate the treaty with France, by ſending forces to his aſſiſtance. And if the French ſhould be able to land any conſiderable body of men, it might be poſſible to deliver the Queen from captivity, or at leaſt to ballance the influence of France and England in ſuch a manner, as to reſcue Scotland from the diſhonourable dependance on the latter, under which it had fallen. This ſplendid, but chimerical project, they preferred to the friendſhip of Morton. They encouraged the negociation, however, becauſe it ſerved to gain time; they propoſed, for the ſame purpoſe, that the whole of the Queen's party ſhould be comprehended in it, and that Kirkaldy ſhould retain the command of the caſtle, ſix months after the treaty was ſigned. His intereſt prompted the Regent to reject the former; his penetration diſcovered the danger of complying with the latter; and all hopes of accommodation vaniſhed ‖.

As ſoon as the truce expired, Kirkaldy began to fire on the city of Edinburgh, which, by the return of the inhabitants whom he had expelled, was devoted as zealouſly, as ever, to the King's cauſe.

† Digges, 314. ‖ Melv. 235, &c.

But

But as the Regent had now ſet on foot a treaty with Chatelherault and Huntly, the ceſſation of arms ſtill continued with them. Book VI. 1573.

THEY were leſs ſcrupulous than the other party, and liſtened eagerly to his overtures. The Duke was naturally unſteady, and the approach of old age increaſed his irreſolution, and averſion to action. The miſeries of civil diſcord had afflicted Scotland, almoſt five years, a length of time far beyond the duration of any former conteſt. The war, inſtead of doing ſervice, had been detrimental to the Queen; and more ruinous than any foreign invaſion, to the kingdom. In proſecuting it, neither party had gained much honour; both had ſuffered great loſſes; and had exhauſted their own eſtates, in waſting thoſe of their adverſaries. The commons were in the utmoſt miſery, and longed ardently for a peace, which might terminate this fruitleſs, but deſtructive quarrel. Accepted by Chatelherault and Huntly.

A GREAT ſtep was taken towards this deſirable event, by the treaty concluded at Perth, between the Regent on one hand, and Chatelherault and Huntly on the other, under the mediation of Killegrew, Elizabeth's ambaſſador †. The chief articles in it were theſe; that all the parties comprehended in the treaty ſhould declare their approbation of the Reformed religion, now eſtabliſhed in the kingdom; that they ſhould ſubmit to the King's government, and own Morton's authority as Regent; that they ſhould acknowledge every thing done in oppoſition to the King, ſince his coronation, to be illegal; that on both ſides, the priſoners who had been taken ſhould be ſet at liberty, and the lands reſtored to their proper owners; that the act of attainder paſſed againſt the Queen's adherents ſhould be repealed, and indemnity granted for all the crimes, of which they had been guilty ſince the 15th of June Articles of the treaty. Feb. 23.

† See Append. N°. VI.

1567;

Book VI. 1567; that the treaty ſhould be ratified, by the common conſent of both parties, in parliament *.

1573.

Siege of the caſtle of Edinburgh.

KIRKALDY, though abandoned by his aſſociates, who neither diſcovered ſollicitude nor made proviſion for his ſafety, did not loſe courage, nor entertain any thoughts of accommodation †. And though all Scotland had now ſubmitted to the King, he ſtill reſolved to defend the caſtle, in the Queen's name; and to wait the arrival of the promiſed ſuccours. The Regent was in want of every thing neceſſary for carrying on a ſiege. But Elizabeth, who determined, at any rate, to bring the diſſentions in Scotland to a period, before the French could find leiſure to take part in the quarrel, ſoon afforded him ſufficient ſupplies. Sir William Drury marched into Scotland, with 1500 foot, and a conſiderable train of artillery. The

April 25. Regent joined him, with all his forces; and trenches were opened, and approaches regularly carried on, againſt the caſtle. Kirkaldy, though diſcouraged by the loſs of a great ſum of money, remitted to him from France, and which fell into the Regent's hands, through the treachery of Sir James Balfour, the moſt corrupt man

* Crawf. Mem. 251.

† Melvil, whoſe brother Sir Robert was one of thoſe who joined with Kirkaldy in the defence of the caſtle, and who was himſelf ſtrongly attached to their party, aſſerts that Kirkaldy offered to accept of any reaſonable terms of compoſition, but that all his offers were rejected by the Regent. Melv. 240. But as Elizabeth was, at that time, extremely deſirous of reſtoring peace in Scotland, and her ambaſſador Killegrew, as well as the Earl of Rothes, uſed their utmoſt endeavours to perſuade Kirkaldy to accede to the treaty of Perth, it ſeems more credible to impute the continuance of hoſtilities to Kirkaldy's obſtinacy, his diſtruſt of Morton, or his hope of foreign aid, than to any other cauſe.

That this was really the caſe, is evident from the poſitive teſtimony of Spotſw. 269, 270, Camd. 448. Johnſt. Hiſt. 3, 4. Digges, 334. Crawford's account agrees, in the main, with theirs, Mem. 263.

of

of that age, defended himſelf with bravery, augmented by deſpair. Three and thirty days he reſiſted all the efforts of the Scots and Engliſh, who puſhed on their attacks, with courage, and with emulation. Nor did he demand a parly, till the fortifications were battered down, and one of the wells in the caſtle dried up, and the other choaked with rubbiſh. Even then, his ſpirit was unſubdued, and he determined rather to fall glorioufly behind the laſt intrenchment, than to yield to his inveterate enemies. But his garriſon was not animated with the ſame heroic and deſperate reſolution, and riſing in a mutiny, forced him to capitulate. He ſurrendered himſelf to Drury, who promiſed, in the name of his miſtreſs, that he ſhould be favourably treated. Together with him, James Kirkaldy his brother, Lord Home, Maitland, Sir Robert Melvil, a few citizens of Edinburgh, and about 160 ſoldiers were made priſoners *. Book VI. 1573. May 29.

SEVERAL of the officers, who had been kept in pay during the war, prevailed on their men to accompany them into the Low-countries, and entering into the ſervice of the ſtates, added, by their gallant behaviour, to the reputation for military virtue, which has always been the characteriſtic of the Scottiſh Nation.

THUS by the treaty with Chatelherault and Huntly, and the ſurrender of the caſtle, the civil wars in Scotland were brought to a period. When we review the ſtate of the nation, and compare the ſtrength of the two factions, Mary's partizans among the nobles appear, manifeſtly, to have been ſuperior both in numbers, and in power. But theſe advantages were more than counterballanced by others, which their antagoniſts enjoyed. Political abi- Review of the character of both parties.

* Cald. 2. 408. Melv. 240. Crawf. Mem. 265.

Book VI. 1573. lities, military ſkill, and all the talents, which times of action form, or call forth, appeared chiefly on the King's ſide. Nor could their enemies boaſt of any man, who equalled the intrepidity of Murray, tempered with wiſdom; the profound ſagacity of Morton; the ſubtle genius, and inſinuating addreſs of Maitland; or the ſucceſsful valour of Kirkaldy; all which were, at firſt, employed in laying the foundations of the King's authority. On the one ſide, meaſures were concerted with prudence, and executed with vigour; on the other, their reſolutions were raſh, and their conduct feeble. The people, animated with zeal for religion, and prompted by indignation againſt the queen, warmly ſupported the King's cauſe. The Clergy threw the whole weight of their popularity into the ſame ſcale. By means of theſe, as well as by the powerful interpoſition of England, the King's government was finally eſtabliſhed. Mary loſt even that ſhadow of ſovereignty, which, amidſt all her ſufferings, ſhe had hitherto retained among part of her own ſubjects. And as ſhe was no longer permitted to have an ambaſſador at the court of England, the only mark of dignity which ſhe had, for ſome time, enjoyed there, ſhe muſt henceforth be conſidered as an exile ſtripped of all the enſigns of royalty; guarded with anxiety in the one kingdom, and totally deſerted or forgotten in the other.

Kirkaldy put to death.

Kirkaldy and his aſſociates remained in Drury's cuſtody, and were treated by him with great humanity, till the queen of England, whoſe priſoners they were, ſhould determine their fate. Morton inſiſted that they ſhould ſuffer the puniſhment due to their rebellion and obſtinacy; and declared that ſo long as they were allowed to live, he did not reckon his own perſon or authority ſecure; and Elizabeth, without regarding Drury's honour, or his promiſes in her name, abandoned them to the Regent's diſpoſal.

He

He firſt confined them to ſeparate priſons; and, ſoon after, with Elizabeth's conſent, condemned Kirkaldy, and his brother, to be hanged at the croſs of Edinburgh. Maitland, who did not expect to be treated more favourably, prevented the ignominy of a public execution, by a voluntary death, and "ended his days, ſays Melvil, after the old Roman faſhion *." Book VI. 1573. Auguſt 3.

While the regent was wreaking his vengeance on the remains of her party in Scotland, Mary, incapable of affording them any relief, bewailed their misfortunes in the ſolitude of her priſon. At the ſame time her health began to be much impaired by confinement, and want of exerciſe. At the intreaty of the French ambaſſador, Lord Shrewſbury her keeper was permitted to carry her to Buxton-wells, not far from Tuthbury, the place of her impriſonment. Cecil, who lately had been created Baron of Burleigh, and Lord High Treaſurer of England, happend to be there at the ſame time. And though no miniſter ever entered more warmly into the views of a ſovereign, or gave ſtronger proofs of his fidelity and attachment, than this great man, yet ſuch was Elizabeth's diſtruſt of every perſon, who approached the Queen of Scots, that her ſuſpicions extended even to him; and while Mary juſtly reckoned him her moſt dangerous enemy, he found ſome difficulty in perſuading his own miſtreſs, that he was not partial to that unhappy Queen †.

The duke of Alva was this year recalled from the government of the Netherlands, where his haughty and oppreſſive adminiſtration rouzed a ſpirit, in attempting to ſubdue which, Spain exhauſted its treaſures, ruined its armies, and loſt its glory. Requeſens, who

* Melv. 242.

† Strype, 2. 248, 288.

Book VI. 1573. ſucceeded him, was of a milder temper, and of a leſs enterprizing genius. This event delivered Elizabeth from the perpetual diſquietude, occaſioned by Alva's negociations with the Scottiſh Queen, and his zeal for her intereſt.

1574. The Regent's adminiſtration becomes odious.

THOUGH the kingdom was now ſettled in profound peace, many of the evils, which accompany civil war, were ſtill felt. The reſtraints of law, which, in times of public confuſion, are little regarded even by civilized nations, were totally deſpiſed by a fierce people, unaccuſtomed to the regular adminiſtration of juſtice. The diſorders in every corner of the kingdom were become intolerable; and under the protection of the one, or the other faction, crimes of every kind were committed, with impunity. The Regent ſet himſelf to redreſs theſe, and, by his induſtry and vigour, order and ſecurity were re-eſtabliſhed in the kingdom. But he loſt the reputation, due to this important ſervice, by the avarice, which he diſcovered, in performing it; and his own exactions became more pernicious to the nation, than all the irregularities, which he reſtrained †. Spies and informers were every where employed; the remembrance of old offences were revived; imaginary crimes were invented; petty treſpaſſes were aggravated; and delinquents were forced to compound for their lives, by the payment of exorbitant fines. At the ſame time, the current coin was debaſed *; licences were ſold

† See Append. N°. VII.

* The corruption of the coin, during Morton's adminiſtration, was very great. Although the quantity of current money coined out of a pound of Bullion, was gradually increaſed by former princes; the ſtandard or fineneſs ſuffered little alteration, and the mixture of alloy was nearly the ſame, with what is now uſed. But Morton mixed a fourth part of alloy, with every pound of ſilver, and ſunk, by conſequence, the value of coin, in proportion. In the year 1581, all the money coined by him was called in, and appointed to be recoined. The ſtandard was reſtored to the ſame purity as formerly. Ruddim. Præf. to Anderſ. Diplom. p. 74.

for

for carrying on prohibited branches of commerce, unuſual taxes were impoſed on commodities; and all the refinements in oppreſſion, from which, nations ſo imperfectly poliſhed as the Scots are uſually exempted, were put in practice. None of theſe were complained of more loudly, or with greater reaſon, than his injuſtice towards the Church. The thirds of benefices, out of which the Clergy received their ſubſiſtance, had always been ſlowly and irregularly paid to collectors, appointed by the General Aſſembly; and during the civil wars, no payment could be obtained in ſeveral parts of the kingdom. Under colour of redreſſing this grievance, and upon a promiſe of aſſigning every Miniſter a ſtipend within his own pariſh, the Regent extorted from the Church the thirds to which they had right by law. But the Clergy, inſtead of reaping any advantage from this alteration, found that payments became more irregular and dilatory than ever. One Miniſter was commonly burdened with the care of four or five pariſhes, a pitiful ſalary was allotted him, and the Regent's inſatiable avarice ſeized on the reſt of the fund *. Book VI. 1574.

THE death of Charles IX. which happened this year, was a new misfortune to the Scottiſh Queen. Henry III. who ſucceeded him, had not the ſame attachment to her perſon, and his jealouſy of the houſe of Guiſe, and obſequiouſneſs to the Queen Mother, greatly alienated him from her intereſt.

THE death of the Duke of Chatelherault muſt likewiſe be conſidered as ſome loſs to Mary. As the parliament had frequently declared him next heir to the Crown, this entitled him to great reſpect among his countrymen, and enabled him, more than any 1575. January 22.

* Crawf. Mem. 272. Spotſw. 273. Cald. 2. 420, 427.

other

Book VI. 1575. other perſon in the kingdom, to counterballance the Regent's power.

Soon after, at one of the uſual interviews between the wardens of the Scottiſh and Engliſh marches, a ſcuffle happened, in which the Engliſh were worſted; a few killed on the ſpot; and Sir James Foreſter, the warden, with ſeveral gentlemen who attended him, taken priſoners. But both Elizabeth and the Regent were too ſenſible of the advantage, which reſulted from the good underſtanding that ſubſiſted between the two kingdoms, to allow this ſlight accident to interrupt it.

Attempts of the Clergy againſt the Epiſcopal order.

The domeſtic tranquillity of the kingdom was in ſome danger of being diſturbed by another cauſe. Though the perſons, raiſed to the dignity of biſhops, poſſeſſed very ſmall revenues, and a very moderate degree of power, the Clergy, to whom the Regent and all his meaſures were become extremely odious, began to be jealous of that order. Knowing that corruptions ſteal into the Church, gradually, under honourable names, and upon decent pretences, they were afraid that, from ſuch ſmall beginnings, the hierarchy might grow, in time, to be as powerful and oppreſſive as ever. The chief author of theſe ſuſpicions was Mr. Andrew Melvil, a man, diſtinguiſhed by his uncommon erudition, by the ſeverity of his manners, and the intrepidity of his mind. But, bred up in the retirement of an academy, he was unacquainted with the arts of life; and being more attentive to the ends which he purſued, than to the means which he employed for promoting them, he often defeated laudable deſigns, by the impetuoſity and imprudence with which he carried them on. A queſtion was moved by him in the aſſembly, "whether the office of biſhop, as now exerciſed in the kingdom, were agreeable to the word of God?" In the eccleſiaſti-

cal

cal judicatories, continual complaints were made of the biſhops, for neglect of duty, many of which, their known remiſneſs too well juſtified. The biſhop of Dunkeld, being accuſed of dilapidating his benefice, was found guilty by the aſſembly. And the Regent, inſtead of checking, connived at theſe diſputes about Eccleſiaſtical government, as they diverted the zeal of the Clergy from attending to his daily encroachments on the patrimony of the Church *. Book VI. 1575.

THE weight of the Regent's oppreſſive adminiſtration had, hitherto, fallen chiefly on thoſe in the lower, and middle rank; but he began now to take ſuch ſteps, as convinced the nobles, that their dignity would not long exempt them from feeling the effects of his power. An accident, which was a frequent cauſe of diſſention among the Scottiſh nobles, occaſioned a difference between the Earls of Argyll and Athole. A vaſſal of the former had made ſome depredations on the lands of the latter. Athole took arms to puniſh the offender; Argyll, to protect him; and this ignoble quarrel they were ready to decide in the field, when the Regent, by interpoſing his authority, obliged them to diſband their forces. Both of them had been guilty of irregularities, which, though common, were contrary to the letter of the law. Of theſe the Regent took advantage, and reſolved to found on them a charge of treaſon. This deſign was revealed to the two Earls by one of Morton's retainers. The common danger, to which they were expoſed, compelled them to forget old quarrels, and to unite in a cloſe confederacy, for their mutual defence. Their junction rendered them formidable; they deſpiſed the ſummons which the Regent gave them to appear before a court of juſtice; and he was obliged to deſiſt from any further 1576. He irritates ſome of the nobles.

* Cald. Aſſemblies, 1574, &c. Johnſt. Hiſt. 15.

pro-

Book VI. 1576. profecution. But the injury he intended made a deep impreſſion on their minds, and drew on him ſevere vengeance *.

1577. Nor was he more ſucceſsful in an attempt, which he made, to load Lord Claud Hamilton with the guilt of having formed a conſpiracy againſt his life. Though thoſe, who were ſuppoſed to be his accomplices were ſeized, and tortured, no evidence of any thing criminal appeared; but, on the contrary, many circumſtances diſcovered his innocence, as well as the Regent's ſecret views, in imputing to him ſuch an odious deſign †.

They turn their eyes towards the King.

The Scottiſh Nobles, who were almoſt equal to their Monarchs in power, and treated by them with much diſtinction, obſerved theſe arbitrary proceedings of a Regent, with the utmoſt indignation. The people, who under a form of government extremely ſimple, had been little accuſtomed to the burden of taxes, complained loudly of the Regent's rapacity. And all began to turn their eyes towards the young King, from whom they expected the redreſs of all their grievances, and the return of a more gentle, and more equal adminiſtration.

James's education and diſpoſition.

James was now in the twelfth year of his age. The Queen, ſoon after his birth, had committed him to the care of the Earl of Mar, and during the civil wars, he had reſided ſecurely in the caſtle of Stirling. Alexander Erſkine, that nobleman's brother, had the chief direction of his education. Under him, the famous Buchanan acted as preceptor, together with three other maſters, the moſt eminent, the nation afforded, for ſkill in thoſe ſciences, which were deemed neceſſary for a prince. The young King ſhewed an un-

* Crawf. Mem. 285. † Crawf. Mem. 287.

common

common paſſion for learning, and made great progreſs in it. And the Scots fancied that they already diſcovered in him, all thoſe virtues, which the fondneſs or credulity of ſubjects uſually aſcribe to princes, during their minority. But as James was ſtill far from that age, at which the law permitted him to aſſume the reins of government, the Regent did not ſufficiently attend to the ſentiments of the people, nor reflect, how naturally theſe prejudices in his favour might encourage the King to anticipate that period. He not only neglected to ſecure the friendſhip of thoſe, who were about the King's perſon, and who poſſeſſed his ear, but had even exaſperated ſome of them, by perſonal injuries. Their reſentment concurred with the ambition of others, in infuſing into the King early ſuſpicions of Morton's power, and deſigns. A King, they told him, had often reaſon to fear, ſeldom to love a Regent. Prompted by ambition, and by intereſt, he would endeavour to keep the prince in perpetual infancy, at a diſtance from his ſubjects, and unacquainted with buſineſs. A ſmall degree of vigour, however, was ſufficient to break the yoke. Subjects naturally reverence their Sovereign, and become impatient of the temporary and delegated juriſdiction of a Regent. Morton had governed with a rigour, unknown to the ancient Monarchs of Scotland. The nation groaned under his oppreſſions; and would welcome the firſt proſpect of a milder adminiſtration. At preſent, the King's name was ſcarce mentioned in Scotland, his friends were without influence, and his favourites without honour. But one effort would diſcover Morton's power to be as feeble, as it was arbitrary. The ſame attempt would put himſelf in poſſeſſion of his juſt authority, and reſcue the nation from intolerable tyranny. If he did not regard his own rights as a King, let him liſten, at leaſt, to the cries of his people *.

Book VI. 1577.

He is ſuſpicious of the Regent's power.

* Melv. 249.

Book VI.

1577. THESE ſuggeſtions made a deep impreſſion on the young King, who was trained up in an opinion that he was born to command. His approbation of the deſign, however, was of ſmall conſequence, without the concurrence of the nobles. The Earls of Argyll and Athole, two of the moſt powerful of that body, were animated with implacable reſentment againſt the Regent. To them the Cabal in Stirling-caſtle communicated the plot, which was on foot; and they entering warmly into it, Alexander Erſkine, who, ſince the death of his brother, and during the minority of his nephew, had the command of that fort, and the cuſtody of the King's perſon, admitted them ſecretly into the King's preſence. They gave him the ſame account of the miſery of his ſubjects, under the Regent's arbitrary adminiſtration; they complained loudly of the injuſtice, with which themſelves had been treated; and beſought the King, as the only means for redreſſing the grievances of the nation, to call a council of the whole nobles. James conſented, and letters were iſſued, in his name, for that purpoſe; but the two Earls took care that they ſhould be ſent only to thoſe, who were known to bear no good will to Morton*.

A plot formed againſt the Regent.

1578. March 4. THE number of theſe was, however, ſo conſiderable, that on the day appointed, far the greater part of the nobles aſſembled at Stirling; and ſo highly were they incenſed againſt Morton, that although, on receiving intelligence of Argyll and Athole's interview with the King, he had made a feint as if he would reſign the Regency, they adviſed the King, without regarding this offer, to deprive him of his office, and to take the adminiſtration of government into his own hands. Lord Glamis the Chancellor, and Herreis, were appointed to ſignify this reſolution to Morton, who

* Spotſw. 278.

was, at that time in Dalkeith, his uſual place of reſidence. Nothing could equal the joy, with which this unexpected reſolution filled the nation, but the ſurprize occaſioned by the ſeeming alacrity, with which the Regent deſcended from ſo high a ſtation. He neither wanted ſagacity to foreſee the danger of reſigning, nor inclination to keep poſſeſſion of an office, for the expiration of which, the law had fixed ſo diſtant a term. But all the ſources, whence the faction of which he was head, had derived their ſtrength, were either failed, or now ſupplied his adverſaries with the means of humbling him. The Commons, the city of Edinburgh, the Clergy, were all totally alienated from him, by his multiplied oppreſſions. Elizabeth, having lately bound herſelf by treaty, to ſend a conſiderable body of troops to the aſſiſtance of the inhabitants of the Netherlands, who were ſtruggling for liberty, had little leiſure to attend to the affairs of Scotland; and as ſhe had nothing to dread from France, in whoſe councils the princes of Lorrain had not, at that time, much influence, ſhe was not diſpleaſed, perhaps, at the birth of new factions in the kingdom. Even thoſe nobles, who had long been joined with Morton in faction, or whom he had attached to his perſon by benefits, Glamis, Lindſay, Ruthven, Pitcarn the ſecretary, Murray of Tillibarden Comptroller, all deſerted his falling fortunes, and appeared in the council at Stirling. So many concurring circumſtances convinced Morton of his own weakneſs, and determined him to give way to a torrent, which was too impetuous to be reſiſted. He attended the chancellor and Herreis to Edinburgh; was preſent when the King's acceptance of the government was proclaimed; and, in the preſence of the people, ſurrendered to the king, all the authority to which he had any claim in virtue of his office. This ceremony was accompanied with ſuch exceſſive joy and acclamations of the multitude, as added, no doubt, to the anguiſh, which an ambitious ſpirit muſt feel, when compelled to renounce ſupreme

Book VI. 1578. He reſigns his office and retires.

March 12.

Book VI. 1578. power; and convinced Morton how entirely he had loſt the affections of his countrymen. He obtained, however, from the King an act, containing the approbation of every thing done by him in the exerciſe of his office, and a pardon, in the moſt ample form, that his fear or caution could deviſe, of all paſt offences, crimes, and treaſons. The nobles, who adhered to the King, bound themſelves, under a great penalty, to procure the ratification of this act, in the firſt parliament *.

Continues to watch the motions of the adverſe party.

A COUNCIL of twelve nobles was appointed to aſſiſt the King, in the adminiſtration of affairs. And Morton, deſerted by his own party, and unable to ſtruggle with the faction, which governed abſolutely at court, retired to one of his ſeats, and ſeemed to enjoy the tranquillity, and to be occupied only in the amuſements, of a country life. His mind, however, was deeply diſquieted with all the uneaſy reflections, which accompany diſappointed ambition; and intent on ſchemes for recovering his former grandeur. Even in this retreat, which the people called the *Lyon's-den*, his wealth and abilities rendered him formidable. And the new Counſellors were ſo imprudent as to rouze him, by the precipitancy with which they haſtened to ſtrip him of all remains of power. They required him to ſurrender the caſtle of Edinburgh, which was ſtill in his poſſeſſion. He refuſed at firſt to do ſo, and began to prepare for its defence; but the citizens of Edinburgh having taken arms, and repulſed a part of the garriſon, which was ſent out to guard a convoy of proviſions, he was obliged to give up that important fortreſs, without reſiſtance. This encouraged his adverſaries to call a parliament to meet at Edinburgh, and to multiply their demands upon him, in ſuch a manner, as convinced him

* Spotſw. 278. Crawf. Mem. 289. Cald. 2. 522.

that

that nothing leſs than his utter ruin would ſatisfy their inveterate hatred. Book VI. 1578.

THEIR power and popularity, however, began already to decline. The Chancellor, the ableſt and moſt moderate man in the party, having been killed at Stirling, in an accidental rencounter between his followers, and thoſe of the Earl of Crawford; Athole, who was appointed his ſucceſſor in that high office, the Earls of Eglinton, Cathneſs, and Lord Ogilvie, all the prime favourites at court, were either avowed papiſts, or ſuſpected of leaning to the opinions of that ſect. In an age, when the return of Popery was, ſo much, and ſo juſtly, dreaded, this gave univerſal alarm. And as Morton had always treated the papiſts with rigour, this unſeaſonable indulgence made all zealous Proteſtants remember that circumſtance in his adminiſtration, with great praiſe *.

MORTON, to whom none of theſe particulars were unknown, thought this the proper juncture for ſetting to work the inſtruments, which he had been preparing. Having gained the confidence of the Earl of Mar, and of the Counteſs his mother, he inſinuated to them that Alexander Erſkine had formed a plot to deprive his nephew of the government of Stirling-caſtle, and the cuſtody of the King's perſon; and eaſily induced an ambitious woman, and a youth of twenty, to employ force to prevent this ſuppoſed injury. The Earl repairing, ſuddenly, to Stirling, and being admitted, as uſual, into the caſtle with his attendants, ſeized the gates early in the morning, and turned out his uncle, who dreaded no danger from his hands. The ſoldiers of the garriſon ſubmitted to him as their governor, and, with little danger, and no effuſion

Reſumes his former authority.

April 26.

* Spotſw. 283.

Book VI. of blood, he became maſter both of the King's perſon, and the fortreſs *.
1578.

An event ſo unexpected occaſioned great conſternation. And though Morton's hand did not appear in the execution, he was univerſally believed to be the author of the attempt. The new Counſellors ſaw it to be neceſſary, for their own ſafety, to change their meaſures, and inſtead of purſuing him with ſuch implacable reſentment, to enter into terms of accommodation with an adverſary, ſtill ſo capable of creating them trouble. Four were named, on each ſide, to adjuſt their differences. They met not far from Dalkeith. And when they had brought matters near a concluſion, Morton, who was too ſagacious not to improve the advantage,
May 24. which their ſecurity and their attention to the treaty afforded him, ſet out in the night-time for Stirling, and having gained Murray of Tillibardin, Mar's uncle, was admitted by him into the caſtle; and managing matters there with his uſual dexterity, he ſoon had more entirely the command of the fort, than the Earl himſelf. He was likewiſe admitted to a ſeat in the privy council, and acquired the ſame aſcendant in it †.

As the time appointed for the meeting of parliament at Edinburgh now approached, this gave him ſome anxiety. He was afraid of carrying the young King to a city, whoſe inhabitants were ſo much at the devotion of the adverſe faction. He was no leſs unwilling to leave James behind at Stirling. In order to avoid this dilemma, he iſſued a proclamation, in the King's name, changing the place of meeting from Edinburgh to Stirling-caſtle. This, Athole and his party repreſented as a ſtep altogether unconſtitutional.

* Cald. 2. 535. † Cald. 2. 536.

The

The King, ſaid they, is Morton's priſoner; the pretended Coun- Book VI.
ſellors are his ſlaves; a parliament, to which all the nobles may re- 1578.
pair without fear, and where they may deliberate with freedom, is abſolutely neceſſary for ſettling the nation, after diſorders of ſuch long continuance. But in an aſſembly, called contrary to all form, held within the walls of a garriſon, and over-awed by armed men, what ſafety could members expect? what liberty could prevail in debate? or what benefit reſult to the public? The parliament met, July 25.
however, on the day appointed, and notwithſtanding the proteſtation of the Earl of Montroſe and Lord Lindſay, in name of their party, proceeded to buſineſs. The King's acceptance of the government was confirmed; the act granted to Morton, for his ſecurity, ratified; ſome regulations, with regard to the numbers and authority of the privy council, were agreed upon; and a penſion for life granted to the Counteſs of Mar, who had been ſo inſtrumental in bringing about the late revolution *.

MEANWHILE, Argyll, Athole, and their followers, took arms, upon the ſpecious pretence of reſcuing the King from captivity, and the kingdom from oppreſſion. James himſelf, impatient of the ſervitude in which he was held, by a man whom he had long been taught to hate, ſecretly encouraged their enterprize; though, at the ſame time, he was obliged not only to diſavow them in public, but to levy forces againſt them, and even to declare, by proclamation, that he was perfectly free from any conſtraint, either upon his perſon, or his will. Both ſides quickly took the field. Argyll and Athole were at the head of 7000 men; the Earl of Angus, Morton's nephew, met them with an army 5000 ſtrong; neither party, Auguſt 11.
however, was eager to engage. Morton diſtruſted the fidelity of

Argyll and Athole take arms againſt him.

* Cald. 2. 547. Parl. V. Jac. VI.

his

Book VI. 1578.

his own troops. The two Earls were ſenſible that a ſingle victory, however compleat, would not be deciſive; and as they were in no condition to undertake the ſiege of Stirling-caſtle, where the King was kept, their ſtrength would ſoon be exhauſted, while Morton's own wealth, and the patronage of the Queen of England, might furniſh him with endleſs reſources. By the mediation of Bowes, whom Elizabeth had ſent into Scotland to negociate an accommodation between the two factions, a treaty was concluded, in conſequence of which, Argyll and Athole were admitted into the King's preſence; ſome of their party were added to the privy council; and a Convention of nobles called, in order to bring all remaining differences to an amicable iſſue *.

Elizabeth negociates an accommodation between them.

So ſoon as James aſſumed the government into his own hands, he diſpatched the abbot of Dunfermling to inform Elizabeth of that event; to offer to renew the alliance between the two kingdoms; and to demand poſſeſſion of the eſtate, which had lately fallen to him, by the death of his grandmother, the Counteſs of Lennox. That Lady's ſecond ſon had left one daughter, Arabella Stewart, who was born in England. And as the chief objection againſt the pretenſions of the Scottiſh line to the crown of England, was that maxim of Engliſh law, which excludes aliens from any right of inheritance within the kingdom, Elizabeth, by granting this demand, would have eſtabliſhed a precedent in James's favour, that might have been eſteemed deciſive, with regard to a point, which it had been her conſtant care to keep undecided. Without ſuffering this delicate queſtion to be tried, or allowing any new light to be thrown on that, which ſhe conſidered as the great myſtery of her reign, ſhe commanded the rents of the eſtate to be ſequeſ-

* Crawf. Mem. 307.

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tered by Lord Burleigh, maſter of the wards; and by this method of proceeding, gave the Scottiſh King early warning how neceſſary it would be to court her favour, if ever he hoped for ſucceſs in claims of greater importance, but equally liable to be controverted †. Book VI. 1578.

AFTER many delays, and with much difficulty, the contending nobles were at laſt brought to ſome agreement. But it was followed by a tragical event. Morton, in token of reconcilement having invited the leaders of the oppoſite party to a great entertainment, Athole the chancellor was, ſoon after, taken ill, and died within a few days. The ſymptoms and violence of the diſeaſe gave riſe to ſtrong ſuſpicions of his being poiſoned. And though the phyſicians, who opened his body, differed in opinion as to the cauſe of the diſtemper, the Chancellor's relations publickly accuſed Morton of that odious crime. And the advantage which viſibly accrued to him, by the removal of a man of great abilities, and averſe from all his meaſures, was ſufficient proof of his guilt to the people, who are ever fond of imputing the death of eminent perſons to extraordinary cauſes. *. 1579. April 24.

THE office of Chancellor was beſtowed upon Argyll, whom this preferment reconciled, in a great meaſure to Morton's adminiſtration. He had now recovered all the authority he poſſeſſed during his Regency, and had entirely broken, or baffled, the power and cabals of his enemies. None of the great families remained to be the objects of his jealouſy, or to obſtruct his deſigns, but that of Hamilton. The Earl of Arran, the eldeſt brother, had never recovered the ſhock, which he received from the ill ſucceſs of his paſ- Morton's illegal proceedings againſt the family of Hamilton.

† Camd. 461. * Spotſw. 306.

Book VI. 1579. ſion for the Queen, and had now altogether loſt his reaſon. Lord John, the ſecond brother, was in poſſeſſion of the family eſtate. Lord Claud was Commendator of Paiſley; both of them young men, ambitious, and enterprizing. Morton dreaded their influence in the kingdom; the courtiers hoped to ſhare their ſpoils among them; and as all princes naturally view their ſucceſſors with jealouſy and hatred, it was eaſy to infuſe theſe paſſions into the mind of the young King. A pretence was at hand to juſtify the moſt violent proceedings. The pardon, ſtipulated in the treaty of Perth, did not extend to thoſe, who were acceſſary to the murder of the Regents Murray or Lennox. Lord John and his brother were ſuſpected of being the authors of both theſe crimes, and had been included in a general act of attainder on that account. Without ſummoning them to trial, or examining a ſingle witneſs to prove the charge, this attainder was now thought ſufficient to ſubject them to all the penalties, which they would have incurred by being formally convicted. The Earls of Morton, Mar, and Eglinton, together with the Lords Ruthven, Boyd, and Cathcart, received a commiſſion to ſeize their perſons and eſtates. On a few hours warning, a conſiderable body of troops was ready, and marched towards Hamilton, in hoſtile array. Happily, the two brothers made their eſcape, though with great difficulty. But their lands were confiſcated; the caſtles of Hamilton and Draffan beſieged; thoſe who defended them puniſhed. The Earl of Arran, though incapable, from his ſituation, of committing any crime, was involved, by a ſhameful abuſe of law, in the common ruin of his family; and as if he, too, could have been guilty of rebellion, confined a cloſe priſoner. Theſe proceedings, ſo contrary to the fundamental principles of juſtice, were all ratified in the ſubſequent parliament.*.

* Crawf. Mem. 311. Spotſw. 306.

ABOUT this time Mary ſent, by Nauè her ſecretary, a letter to her ſon, together with ſome jewels of value, and a veſt embroidered with her own hands. But as ſhe gave him only the title of Prince of Scotland, the meſſenger was diſmiſſed, without being admitted into his preſence *. 1579.

Negociations for a marriage between Elizabeth and the Duke of Alencon.

THOUGH Elizabeth had, at this time, no particular reaſon to fear any attempt of the Popiſh Princes, in Mary's favour, ſhe ſtill continued to guard her with the ſame anxious care. The acquiſition of Portugal, on the one hand, and the defence of the Netherlands, on the other, fully employed the councils and arms of Spain. France, torn in pieces by inteſtine commotions, and under a weak and capricious prince, deſpiſed and diſtruſted by his own ſubjects, was in no condition to diſturb its neighbours. Elizabeth had long amuſed that court by carrying on a treaty of marriage with the Duke of Alencon, the King's brother. But whether, at the age of forty five, ſhe really intended to marry a Prince of twenty? whether the pleaſure of being flattered and courted, made her liſten to the addreſſes of ſo young a lover, whom ſhe allowed to viſit her at two different times, and treated with the moſt diſtinguiſhing reſpect? or whether conſiderations of intereſt, predominated in this, as well as in every other tranſaction of her reign, are problems in hiſtory which we are not concerned to reſolve? During the progreſs of this negociation, which was drawn out to an extraordinary length, Mary could expect no aſſiſtance from the French court, and ſeems to have held little correſpondence with it. And there was no period in her reign, wherein Elizabeth enjoyed more perfect ſecurity.

* Crawf. Mem. 314.

Book VI.

1579.

Two favourites gain an aſcendant over James.

MORTON ſeems, at this time, to have been equally ſecure; but his ſecurity was not ſo well founded. He had weathered out one ſtorm, had cruſhed his adverſaries, and was again in poſſeſſion of the ſole direction of affairs. But as the King was now of an age, when the character and diſpoſitions of the mind begin to unfold themſelves, and to become viſible, the ſmalleſt attention to theſe might have convinced him, that there was reaſon to expect new and more dangerous attacks on his power. James early diſcovered that exceſſive attachment to favourites, which accompanied him through his whole life. This paſſion, which naturally ariſes from inexperience, and youthful warmth of heart, was, at his age, far from being culpable; nor could it well be expected that the choice of the objects, on whom he placed his affections, ſhould be made with great ſkill. The moſt conſiderable of them, was Eſme Stewart, a native of France, and ſon of a ſecond brother of the Earl of Lennox. He was diſtinguiſhed by the title of Lord D'Aubigné, an eſtate in France, which deſcended to him from his anceſtors, on whom it had been conferred, in reward of their va-

September 8. lour, and ſervices to the French crown. He arrived in Scotland, about this time, on purpoſe to demand the eſtate and title of Lennox, to which he pretended a legal right. He was received, at firſt, by the King, with the reſpect due to ſo near a relation. The gracefulneſs of his perſon, the elegance of his dreſs, and his courtly behaviour, made a great impreſſion on James, who, even in his more mature years, was little able to reſiſt theſe frivolous charms; and his affection flowed with its uſual rapidity, and profuſion. Within a few days after Stewart's appearance at court, he was created Lord Aberbrothock, ſoon after Earl, and then Duke of Lennox, Governor of Dumbarton caſtle, Captain of the guard, firſt Lord of the bedchamber, and Lord High Chamberlain. At the ſame time, and without any of the envy, or interference, which

which is uſual among candidates for favour, Captain James Stewart, the ſecond ſon of Lord Ochiltree, grew into great confidence. But notwithſtanding this union, Lennox and Captain Stewart were perſons of very oppoſite characters. The former was naturally gentle, humane, candid; but unacquainted with the ſtate of the country, and miſled, or miſinformed by thoſe, whom he truſted; not unworthy to be the companion of the young King, in his amuſements, but utterly diſqualified for acting as a Miniſter, in directing his affairs. The latter was remarkable for all the vices, which render a man formidable to his country, and a pernicious counſellor to his Prince; nor did he poſſeſs any one virtue, to counterbalance theſe vices, unleſs dexterity in conducting his own deſigns, and an enterprizing courage, ſuperior to the ſenſe of danger, may paſs by that name. Unreſtrained by religion, regardleſs of decency, and undiſmayed by oppoſition, he aimed at objects, ſeemingly unattainable; but under a Prince, void of experience, and blind to all the defects of thoſe, who had gained his favour, his audacity was ſucceſsful; and honours, wealth, and power, were the reward of his crimes. Book VI. 1579.

BOTH the favourites concurred in employing their whole addreſs, to undermine Morton's credit, which alone obſtructed their full poſſeſſion of power. And as James had been bred up with an averſion for that nobleman, who endeavoured rather to maintain the authority of a Tutor, than to act with the obſequiouſneſs of a Miniſter, they found it no difficult matter to accompliſh their deſign. Morton, who could no longer keep the King ſhut up within the walls of Stirling-caſtle, having called a parliament to meet at Edinburgh, brought him thither. James made his entry into the capital, with great ſolemnity; the citizens received him with the loudeſt acclaThey labour to undermine Morton's authority.

October 17.

Book VI. 1579. acclamations of joy, and with many expenſive pageants, according to the mode of that age. After a long period of thirty-ſeven years, during which, Scotland had been ſubjected to the delegated power of Regents, or to the feeble government of a woman, and had ſuffered all the miſeries of civil war, and felt the inſolence of foreign armies, the nation rejoiced to ſee the ſceptre once more in the hands of a King. Fond even of that ſhadow of authority, which a Prince of fifteen could poſſeſs, the Scots flattered themſelves, that union, order, and tranquillity would now be reſtored to the kingdom. James opened the parliament with extraordinary pomp, but nothing remarkable paſſed in it.

THESE demonſtrations, however, of the people's love and attachment to their Sovereign, encouraged the favourites to continue their inſinuations againſt Morton; and as the King now reſided in the palace of Haly-rud-houſe, to which all his ſubjects had acceſs, the cabal againſt the Earl grew daily ſtronger, and the intrigue, which occaſioned his fall, ripened gradually.

1580. Morton endeavours to prevent them. MORTON began to be ſenſible of his danger, and endeavoured to put a ſtop to the carreer of Lennox's preferment, by repreſenting him as a formidable enemy to the Reformed Religion, a ſecret agent in favour of Popery, and a known emiſſary of the houſe of Guiſe. The clergy, apt to believe every rumour of this kind, ſpread the alarm among the people. But Lennox, either out of complaiſance to his maſter, or convinced by the arguments of ſome learned Divines, whom the king appointed to inſtruct him in the principles of the Proteſtant Religion, publicly renounced the errors of Popery, in the Church of St. Giles, and declared himſelf a member of the Church of Scotland, by ſigning her Confeſſion of Faith.

This,

This; though it did not remove all ſuſpicions, nor ſilence ſome zealous preachers, abated, in a great degree, the force of the accuſation*. Book VI. 1580.

On the other hand, a rumour prevailed that Morton was preparing to ſeize the King's perſon, and to carry him into England. Whether deſpair of maintaining his power, by any other means, had driven him to make any overture of that kind to the Engliſh court, or whether it was a calumny, invented by his adverſaries to render him odious, cannot now be determined with certainty. As he declared at his death, that ſuch a deſign had never entered into his thoughts, the latter ſeems to be moſt probable. It afforded a pretence, however, for reviving the office of Lord Chamberlain, which had been, for ſome time diſuſed. That honour was conferred on Lennox. Alexander Erſkine, Morton's capital enemy, was his deputy; they had under them a band of Gentlemen, who were appointed conſtantly to attend the King, and to guard his perſon†.

Morton was not ignorant of what his enemies intended to inſinuate, by ſuch unuſual precautions for the King's ſafety. And as his laſt reſource, applied to Elizabeth, whoſe protection had often ſtood him in ſtead, in his greateſt difficulties. In conſequence of this application, Bowes her envoy accuſed Lennox of practices againſt the peace of the two kingdoms, and inſiſted, in her name, that he ſhould inſtantly be removed from the privy council. Such an unprecedented demand was conſidered by the Counſellors, as an affront to the King, and an encroachment on the independency of the kingdom. They affected to call in queſtion the Envoy's powers, and upon that pretence, refuſed him farther audience. He retired Elizabeth interpoſes in his behalf.

* Crawf. Mem. 319. Spotſw. 308.

† Crawf. Mem. 320.

Book VI. 1580. in diſguſt, and without taking leave; Sir Alexander Home was ſent to expoſtulate with Elizabeth on the ſubject. After the treatment, which her Envoy had received, Elizabeth thought it below her dignity to admit Home into her preſence. Burleigh, to whom he was commanded to impart his commiſſion, reproached him with his Maſter's ingratitude towards a benefactreſs, who had placed the crown on his head, and required him to adviſe the King to beware of ſacrificing the friendſhip of ſo neceſſary an ally, to the giddy humours of a young man, without experience, and ſtrongly ſuſpected of principles, and attachments, incompatible with the happineſs of the Scottiſh nation.

Morton accuſed of the murder of the late King.

THIS accuſation of Lennox haſtened, in all probability, Morton's fall. The act of indemnity, which he had obtained when he reſigned the Regency, was worded with ſuch ſcrupulous exactneſs, as almoſt ſcreened him from any legal proſecution. The murder of the late King was the only crime, which could not, with decency, be inſerted in a pardon, granted by his ſon. Here Morton ſtill lay open to the penalties of the law. And Captain Stewart, who ſhunned no action, however deſperate, if it led to power, or to favour, entered the council-chamber, while the King and nobles
December 30. were aſſembled, and falling on his knees, accuſed Morton of being acceſſary, or according to the language of the Scottiſh law, *art and part*, in the conſpiracy againſt the life of his Majeſty's father, and offered, under the uſual penalties, to verify this charge by legal evidence. Morton, who was preſent, heard this accuſation with firmneſs; and replied with a diſdainful ſmile, proceeding either from contempt of the infamous character of his accuſer, or from conſciouſneſs of his own innocence, "that his known zeal, in puniſhing thoſe who were ſuſpected of that deteſtable crime, might well

exempt

exempt himſelf from any ſuſpicion of being acceſſary to it, never- Book VI.
theleſs, he would cheerfully ſubmit to a trial, either in that place, 1580.
or in any other court; and doubted not but his own innocence, and the malice of his enemies, would then appear in the cleareſt light." Stewart, who was ſtill on his knees, began to enquire how he would reconcile his beſtowing ſo many honours on Archbald Douglas, whom he certainly knew to be one of the murtherers, with his pretended zeal againſt that crime. Morton was ready to anſwer. But the King commanded both of them to be removed. The Earl was confined, firſt of all, to his own houſe, and then 1581.
committed to the caſtle of Edinburgh, of which Alexander Erſkine January 2.
was Governor; and as if it had not been a ſufficient indignity to ſubject him to the power of one of his enemies, he was, ſoon after, carried to Dumbarton, of which Lennox had the command. A January 18.
warrant was, likewiſe, iſſued for apprehending Archbald Douglas; but he, having received timely intelligence of the approaching danger, fled into England *.

The Earl of Angus, who imputed theſe violent proceedings not to hatred againſt Morton alone, but to the ancient enmity between the houſes of Stewart and of Douglas, and who believed that a conſpiracy was now formed for the deſtruction of the whole name, was ready to take arms in order to reſcue his kinſman. But Morton abſolutely forbad any ſuch attempt, and declared that he would rather ſuffer ten thouſand deaths, than bring an imputation on his own character by ſeeming to decline a trial †.

* Crawf. Mem. 323. † Johnſt. 64. Spotſw. 311.

Book VI.

1581.

Elizabeth's meaſures in order to ſave him.

ELIZABETH did not fail to interpoſe, with warmth, in behalf of a man, who had contributed ſo much to preſerve her influence over Scotland. The late tranſactions in that kingdom had given her great uneaſineſs. The power which Lennox had acquired independant of her was dangerous; the treatment her ambaſſadors had met with, differed greatly from the reſpect, with which the Scots were in uſe to receive her miniſters; and the attack now made on Morton fully convinced her, that there was an intention to ſow the ſeeds of diſcord between the two nations, and to ſeduce James into a new alliance with France, or into a marriage with ſome Popiſh Princeſs. Full of theſe apprehenſions, ſhe ordered a conſiderable body of troops to be aſſembled on the borders of Scotland, and deſpatched Randolph as her ambaſſador into that kingdom. He addreſſed himſelf not only to James, and to his council, but to a Convention of eſtates met at that time. He began with enumerating the extraordinary benefits which Elizabeth had conferred on the Scottiſh naton: That without demanding a ſingle foot of land for herſelf, without encroaching on the liberties of the kingdom in the ſmalleſt article, ſhe had, at the expence of the blood of her ſubjects, and the treaſures of her Crown, reſcued the Scots from the dominion of France, eſtabliſhed among them true Religion, and put them in poſſeſſion of their ancient rights: That from the beginning ſhe had protected thoſe, who eſpouſed the King's cauſe, and by her aſſiſtance alone, the Crown was preſerved on his head, and all the attempts of the adverſe faction baffled: That an union, unknown to their anceſtors, but equally beneficial to both kingdoms, had ſubſiſted for a long period of years, and though ſo many Popiſh Princes had combined to diſturb this happy ſtate of things, her care, and their conſtancy, had hitherto defeated all theſe efforts: That ſhe had obſerved, of late, an unuſual coldneſs, diſtruſt, and eſtrange-

eſtrangement in the Scottiſh Council, which ſhe could impute to none but to Lennox, a ſubject of France, a retainer to the houſe of Guiſe, bred up in the errors of Popery, and ſtill ſuſpected of favouring that ſuperſtition. Not ſatisfied with having mounted ſo faſt to ſuch an uncommon height of power, which he exerciſed with all the raſhneſs of youth, and all the ignorance of a ſtranger; nor thinking it enough to have deprived the Earl of Morton of the authority, due to his abilities, and experience, he had conſpired the ruin of that nobleman, who had often expoſed his life in the King's cauſe, who had contributed more than any other ſubject to place him on the throne, to reſiſt the encroachments of Popery, and to preſerve the union between the two kingdoms. If any zeal for religion remained among the nobles of Scotland, if they wiſhed for the continuance of amity with England, if they valued the privileges of their own order, he called upon them, in the name of his Miſtreſs, to remove ſuch a pernicious counſellor as Lennox from the preſence of the young King, to reſcue Morton out of the hands of his avowed enemy, and ſecure to him the benefit of a fair and impartial trial. And if force were neceſſary towards accompliſhing a deſign ſo ſalutary to the King and kingdom, he promiſed them the protection of his Miſtreſs in the enterprize, and whatever aſſiſtance they ſhould demand either of men or money *. Book VI. 1581.

But theſe extraordinary remonſtrances, accompanied with ſuch an unuſual appeal from the King to his ſubjects, were not the only means employed by Elizabeth, in favour of Morton, and againſt Lennox. She perſuaded the Prince of Orange to ſend an agent into Scotland, and under colour of complimenting James on account

* Cald. 3. 6. Strype, 2. 621.

Book VI. 1581.

of the valour, which many of his ſubjects had diſplayed in the ſervice of the States, to enter into a long detail of the reſtleſs enterprizes of the Popiſh Princes againſt the Proteſtant Religion; to beſeech him to adhere inviolably to the alliance with England, the only barrier which ſecured his kingdom againſt their dangerous cabals; and above all things, to diſtruſt the inſinuations of thoſe, who endeavoured to weaken or to diſſolve that union between the Britiſh nations, which all the Proteſtants in Europe beheld with ſo much pleaſure*.

James determines to proceed againſt him.

JAMES's Counſellors were too intent upon the deſtruction of their enemy to liſten to theſe remonſtrances. The officious interpoſition of the Prince of Orange, the haughty tone of Elizabeth's meſſage, and her avowed attempt to excite ſubjects to rebel againſt their Sovereign, were conſidered as unexampled inſults on the Majeſty and independance of a crowned head. A general and evaſive anſwer was given to Randolph. James prepared to aſſert his own dignity with ſpirit. All thoſe ſuſpected of favouring Morton were turned out of office, ſome of them were required to ſurrender themſelves priſoners; the fencible men throughout the kingdom were commanded to take arms; and troops were levied, and poſted, on the borders. The Engliſh ambaſſador, finding that neither the public manifeſto which he had delivered to the Convention, nor his private cabals with the nobles could excite them to arms, fled in the night-time out of Scotland, where libels againſt him had been daily publiſhed, and even attempts made upon his life. In both kingdoms every thing wore an hoſtile aſpect. But Elizabeth, though ſhe wiſhed to have intimidated the Scottiſh King by

* Cald. 3. 9.

her preparations, had no inclination to enter into a war with him, and the troops on the borders, which had given ſuch umbrage, were ſoon diſperſed *. Book VI. 1581.

THE greater ſolicitude Elizabeth diſcovered for Morton's ſafety, the more eagerly did his enemies drive on their ſchemes for his deſtruction. Captain Stewart his accuſer was firſt appointed Tutor to the Earl of Arran, and ſoon after both the title and eſtate of his unhappy ward, to which he advanced ſome frivolous claim, were conferred upon him. The new made Peer was commanded to conduct Morton from Dumbarton to Edinburgh; and, by that choice, the Earl was not only warned what fate he might expect, but had the cruel mortification of ſeeing his mortal enemy already loaded with honours, in reward of the malice with which he had contributed to his ruin.

He is tried and condemned.

THE records of the court of *juſticiary* at this period are loſt. The account which our hiſtorians give of Morton's trial is inaccurate and unſatisfactory. The whole proceedings ſeem to have been violent, irregular, and oppreſſive. Arran, in order to extort evidence, tortured ſeveral of the Earl's domeſtics with unuſual cruelty. During the trial, great bodies of armed men were drawn up in different parts of the city. The jury was compoſed of the Earl's known enemies; and though he challenged ſeveral of them, his objections were over-ruled. After a ſhort conſultation, his peers found him guilty of concealing, and of being *art and part* in the conſpiracy againſt the life of the late King. The firſt part of the verdict did not ſurprize him, but he twice repeated the words *art and part* with

* Crawf. Mem. 328. Strype, 2. App. 138.

ſome

Book VI. 1581.

ſome vehemence, and added, " God knows it is not ſo." The doom, which the law decrees againſt a Traitor, was pronounced. The King, however, remitted the cruel and ignominious part of the ſentence, and appointed that he ſhould ſuffer death next day, by being beheaded *.

His death.

DURING that awful interval, Morton poſſeſſed the utmoſt compoſure of mind. He ſupped chearfully; ſlept a part of the night, in his uſual manner; and employed the reſt of his time in religious conferences, and in acts of devotion, with ſome Miniſters of the city. The Clergymen who attended him, dealt freely with his conſcience, and preſſed his crimes home upon him. What he confeſſed with regard to the crime for which he ſuffered is remarkable, and ſupplies, in ſome meaſure, the imperfection of our records. He acknowledged, that on his return from England after the death of Rizio, Bothwell had informed him of the conſpiracy againſt the King, which the Queen, as he told him, knew of and approved; that he ſollicited him to concur in the execution of it, which, at that time, he abſolutely declined; that, ſoon after, Bothwell himſelf, and Archbald Douglas, in his name, renewing their ſollicitations to the ſame purpoſe, he had required a warrant, under the Queen's hand, authorizing the attempt, and as that had never been produced, he had refuſed to be any farther concerned in the matter. " But, continued he, as I neither conſented to this treaſonable act, " nor aſſiſted in the committing of it, ſo it was impoſſible for me to " reveal, or to prevent it. To whom could I make the diſcovery? " The Queen was the author of the enterprize. Darnly was ſuch " a changeling, that no ſecret could be ſafely communicated to him.

* Spotſw. 315. Johnſt. 65. Crawf. Mem. 332. Cald. 3. 45.

" Huntly

" Huntly and Bothwell, who bore the chief ſway in the kingdom, Book VI.
" were themſelves the perpetrators of the crime." Theſe circum- 1581.
ſtances, it muſt be confeſſed, go ſome length towards extenuating Morton's guilt; and though his apology for the favour he had ſhewn to Archbald Douglas, whom he knew to be one of the conſpirators, be far leſs ſatisfactory, no uneaſy reflections ſeem to have diſquieted his own mind on that account *. When his keepers told him that the guards were attending, and all things in readineſs, " I praiſe my God, ſaid he, I am ready likewiſe." Arran commanded theſe guards; and even in thoſe moments, when the moſt implacable hatred is apt to relent, the malice of his enemies could not forbear this inſult. On the ſcaffold, his behaviour was calm; his countenance and voice unaltered; and after ſome time ſpent in devotion, he ſuffered death with the intrepidity, which became the name of Douglas. His head was placed on the public jail of Edinburgh; and his body, after lying till ſun-ſet on the ſcaffold, covered with a beggarly cloak, was carried by common porters to the uſual burial-place of criminals. None of his friends durſt accompany it to the grave, or diſcover their gratitude and reſpect by any ſymptoms of ſorrow †.

ARRAN, no leſs profligate in private life, than audacious in his public conduct, ſoon after drew the attention of his countrymen, by his infamous marriage with the Counteſs of March. Before he grew into favour at court, he had been often entertained in her huſband's houſe, and without regarding the laws of hoſpitality or of gratitude, carried on a criminal intrigue with the wife of his benefactor, a woman young and beautiful, but, according to the

Odious conduct of Arran.

* Crawf. Mem. App. 3.

† Crawf. Mem. 334. Spotſw. 313.

deſcrip-

Book VI. 1581. deſcription of a cotemporary Hiſtorian, " intolerable in all the imperfections, incident to her ſex." Impatient of any reſtraint upon their mutual deſires, they, with equal ardor, wiſhed to avow their union publickly, and to legitimate, by a marriage, the offspring of their unlawful paſſion. The Counteſs petitioned to be divorced from her huſband, for a reaſon, which no modeſt woman will ever plead. The judges, over-awed by Arran, paſſed ſentence without
July 6. delay. And this infamous ſcene was concluded by a marriage, ſolemnized with great pomp, and beheld by all ranks of men with the utmoſt horror *.

October 24. A Parliament was held this year, at the opening of which ſome diſputes aroſe between Arran and the Earl now created Duke of Lennox. Arran, haughty by nature, and puſhed on by his wife's ambition, began to affect an equality with the Duke, under whoſe protection he had hitherto been contented to place himſelf. After various attempts to form a party in the council againſt Lennox, he found him fixed ſo firmly in the King's affections, that it was impoſſible to ſhake him, and rather than loſe all intereſt at court, from which he was baniſhed, he made the moſt humble ſubmiſſions to the favourite, and again recovered his former credit. This rupture contributed, however, to render the Duke ſtill more odious to the nation. During the continuance of it, Arran affected to court the Clergy, pretended an extraordinary zeal for the Proteſtant Religion, and laboured to confirm the ſuſpicions, which were entertained of his rival, as an emiſſary of the houſe of Guiſe, and a favourer of Popery. As he was ſuppoſed to be acquainted with the Duke's moſt ſecret deſigns, his calumnies were liſtened to with more cre-

* Spotſw. 315.

dit,

dit, than was due to his character. To the ſame cauſe, we muſt aſcribe ſeveral acts of parliament uncommonly favourable to the Church, particularly one, which aboliſhed the practice, introduced by Morton, of appointing but one miniſter to ſeveral pariſhes. Book VI. 1581.

Eccleſiaſtical affairs.

No notice hath been taken for ſome years of Eccleſiaſtical affairs. While the civil government underwent ſo many extraordinary revolutions, the Church was not free from convulſions. Two objects, chiefly, engroſſed the attention of the Clergy. The one was the forming a ſyſtem of diſcipline, or Eccleſiaſtical polity. After long labour, and many difficulties, this was at laſt brought to ſome degree of perfection. The Aſſembly ſolemnly approved of it, and appointed it to be laid before the privy council, in order to obtain the ratification of it in parliament. But Morton, during his adminiſtration, and thoſe who, after his fall, governed the King, were equally unwilling to ſee it carried into execution; and by ſtarting difficulties, and throwing in objections, prevented it from receiving a legal ſanction. The other point in view was the abolition of the Epiſcopal order. The biſhops were ſo devoted to the King, to whom they owed their promotion, that the function itſelf was by ſome reckoned dangerous to civil liberty. Being allowed a ſeat in parliament, and diſtinguiſhed by titles of honour, theſe not only occaſioned many avocations from their ſpiritual employments, but ſoon rendered their character and manners extremely different from thoſe of the Clergy in that age. The nobles viewed their power with jealouſy, the populace conſidered their lives as profane, and wiſhed their downfal with equal ardour. The perſonal emulation between Melvil and Adamſon, a man of learning, and eminent for his popular eloquence, who was promoted, on the death of Dougglas, to be archbiſhop of St. Andrew's, mingled itſelf with the

Book VI. 1581. passions on each side, and heightened them. Attacks were made, in every assembly, on the order of bishops; their privileges were gradually circumscribed; and at last an act was passed, declaring the office of bishop, as it was then exercised within the realm, to have neither foundation nor warrant in the word of God; and requiring, under pain of excommunication, all who now possessed that office, instantly to resign it, and to abstain from preaching or administring the sacraments, till they should receive permission from the assembly. The court did not acquiesce in this decree. A vacancy happening, soon after, in the see of Glasgow, Montgomery Minister at Stirling, a man vain, fickle, presumptuous, and more apt, by the blemishes in his character, to have alienated the people from an order already beloved, than to reconcile them to one which was the object of their hatred, struck up an infamous bargain with Lennox, and on his recommendation was chosen Archbishop. The Presbytery of Stirling of which he was a member, the presbytery of Glasgow whither he was to be translated, the General Assembly, vied with each other in prosecuting him on that account. In order to screen Montgomery, James made
1582. trial both of gentle and of rigorous measures, and both were equally ineffectual. The General Assembly was just ready to pronounce against him the sentence of excommunication, when an Herald entered and commanded them, in the King's name, and under pain of rebellion, to stop further proceedings. Even this injunction they despised. And though Montgomery, by his tears, and seeming penitence, procured a short respite, the sentence was at last issued by their appointment, and published in all the churches throughout the kingdom.

THE firmneſs of the Clergy in a collective body, was not greater than the boldneſs of ſome individuals, particularly of the Miniſters of Edinburgh. They inveighed daily againſt the corruptions in the adminiſtration, and, with the freedom of ſpeech admitted into the pulpit in that age, named Lennox and Arran as the chief authors of the grievances, under which the church and kingdom groaned. The courtiers, in their turn, complained to the King of the inſolent and ſeditious ſpirit of the Clergy. In order to check the boldneſs of their diſcourſes, James iſſued a proclamation, commanding Dury, one of the moſt popular Miniſters, not only to leave the town, but to abſtain from preaching in any other place. Dury complained, to the judicatories of the Church, of this encroachment upon the immunities of his office. They approved of the doctrine which he had delivered; and he determined to diſregard the royal proclamation. But the magiſtrates being determined to compel him to leave the city, according to the King's orders, he was obliged to abandon his charge, after proteſting publickly, at the croſs of Edinburgh, againſt the violence, which was put upon him. The people accompanied him to the gates, with tears and lamentations; and the Clergy denounced the vengeance of heaven againſt the authors of this outrage *.

IN this perilous ſituation ſtood the Church; the authority of its judicatories called in queſtion, and the liberty of the pulpit reſtrained, when a ſudden revolution in the civil government procured them unexpected relief.

THE two favourites, by their aſcendant over the King, poſſeſſed uncontrouled power in the kingdom, and exerciſed it with the ut- His favourites engage the King in unpopular meaſures.

* Cald. Aſſemb. 1576——1582. Spotſw. 277, &c.

Book VI. 1582. moſt wantonneſs. James uſually reſided at Dalkeith or Kinneil, the ſeats of Lennox and of Arran, and was attended by ſuch company, and employed in ſuch amuſements, as did not ſuit his dignity. The ſervices of thoſe, who had contributed moſt to place the Crown on his head, were but little remembered. Many who had oppoſed him with the greateſt virulence, enjoyed the rewards and honours, to which the others were entitled. Exalted notions of regal prerogative, utterly inconſiſtent with the conſtitution of Scotland, being inſtilled by them into the mind of the young Monarch, unfortunately made, at that early age, a deep impreſſion there, and became the ſource of almoſt all his ſubſequent errors in the government of both kingdoms *. Courts of juſtice were held in almoſt every county, the proprietors of land were called before them, and upon the ſlighteſt neglect of any of the numerous forms, which are peculiar to feudal holdings, they were fined with unuſual and intolerable rigour. The Lord Chamberlain revived the abſolute juriſdiction of his office over the Burroughs, and they were ſubjected to exactions no leſs grievous. A deſign ſeemed, likewiſe, to have been formed to exaſperate Elizabeth, and to diſſolve the alliance with her, which all good Proteſtants eſteemed the chief ſecurity of their religion in Scotland. A cloſe correſpondence was ſet on foot between the King and his mother, and conſiderable progreſs made towards uniting their titles to the Crown, by ſuch a treaty of aſſociation, as Maitland had projected; which could not fail of endangering or diminiſhing his authority, and muſt have proved fatal to thoſe, who had acted againſt her with greateſt vigour †.

The nobles conſpire againſt them.

ALL theſe circumſtances irritated the impatient ſpirit of the Scottiſh nobles, who reſolved to tolerate no longer the inſolence of the two minions, or to ſtand by, while their preſumption and in-

* Cald. 3. 152. † Cald. 3. 157.

experience

experience ruined both the King and kingdom. Elizabeth, who, during the adminiſtration of the four Regents, had the entire direction of the affairs of Scotland, felt herſelf deprived of all influence in that kingdom ever ſince the death of Morton, and was ready to countenance any attempt to reſcue the King out of the hands of favourites, who were leading him into meaſures, ſo repugnant to all her views. The Earls of Mar and Glencairn, Lord Ruthven, lately created Earl of Gowrie, Lord Lindſay, Lord Boyd, the Tutor of Glamis, the Maſter of Oliphant, with ſeveral Barons and gentlemen of diſtinction, entered into a combination for that purpoſe. And as changes in adminiſtration, which among poliſhed nations, are brought about ſlowly and ſilently, by artifice and intrigue, were in that rude age effected ſuddenly and by violence, the King's ſituation, and the ſecurity of the favourites, encouraged the conſpirators to have immediate recourſe to force. Book VI. 1582.

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Book VI. 1582.

complaiſance which was neceſſary in his preſent ſituation, was extremely impatient to be gone; but as he approached the door of the apartment, the Tutor of Glamis rudely ſtopped him. The King complained, expoſtulated, threatned, and finding all theſe without effect, burſt into tears, "No matter, ſaid Glamis fiercely, better children weep than bearded men." Theſe words made a deep impreſſion on the King's mind, and were never forgotten. The conſpirators, without regarding his tears or indignation, diſmiſſed ſuch of his followers as they ſuſpected; allowed none but their own party to have acceſs to him; and though they treated him with great reſpect, guarded his perſon with the utmoſt care. This enterprize is uſually called, by our hiſtorians, *The raid of Ruthven* *.

Commit Arran to priſon.

LENNOX and Arran were aſtoniſhed to the laſt degree at an event ſo unexpected, and ſo fatal to their power. The former endeavoured, but without ſucceſs, to excite the inhabitants of Edinburgh to take arms, in order to reſcue their Sovereign from captivity. The latter, with his uſual impetuoſity, mounted on horſeback the moment he heard what had befallen the King, and with a few followers, rode towards Ruthven-caſtle; and as a conſiderable body of the conſpirators, under the command of the Earl of Mar, lay in his way ready to oppoſe him, he ſeparated himſelf from his companions, and with two attendants arrived at the gate of the caſtle. At the ſight of a man ſo odious to his country, the indignation of the conſpirators roſe, and inſtant death muſt have been the puniſhment of his raſhneſs, if the friendſhip of Gowrie, or ſome other cauſe not explained by our hiſtorians, had not ſaved a life, ſo pernicious to the kingdom. He was confined, however, to

* Cald. 3. 134. Spotſ. 320. Melv. 357.

the

the caſtle of Stirling, without being admitted into the King's preſence. Book VI. 1582.

THE King, though really the priſoner of his own ſubjects, with whoſe conduct he could not help diſcovering many ſymptoms of diſguſt, was obliged to publiſh a proclamation, ſignifying his approbation of their enterprize, declaring that he himſelf was at full liberty, without any reſtraint or violence offered to his perſon; and forbidding any attempt againſt thoſe concerned in the *Raid of Ruthven*, under pretence of reſcuing him out of their hands. At the ſame time, he commanded Lennox to leave Scotland before the 20th of September *. Command Lennox to leave the kingdom. Auguſt 28.

SOON after, Sir George Carey, and Bowes, arrived as ambaſſadors from Elizabeth. The pretext of their embaſſy was to inquire after the King's ſafety; to encourage and countenance the conſpirators was the real motive of it. By their interceſſion, the Earl of Angus, who, ever ſince the death of his uncle Morton, had lived in exile, obtained leave to return. And the acceſſion of a nobleman ſo powerful and ſo popular ſtrengthened the faction †. The Conſpirators countenanced by Elizabeth.

LENNOX, whoſe amiable and gentle qualities had procured him many friends, and who received private aſſurances that the King's favour towards him was in no degree abated, ſeemed reſolved, at firſt, to pay no regard to a command, extorted by violence, and no leſs diſagreeable to James, than it was rigorous with regard to himſelf. But the power of his enemies, who were maſters of the King's perſon, who were ſecretly ſupported by Elizabeth, and openly applauded by the Clergy, deterred him from an enterprize, the ſucceſs of

* Cald. 3. 135, 138. † Cald. 3. 152.

which

Book VI. 1582. which was dubious, and the danger certain both to himſelf, and to his Sovereign. He put off the time of his departure by various artifices, in expectation either that James might make his eſcape from the conſpirators, or that fortune might preſent ſome more favourable opportunity of taking arms for his relief.

Their conduct approved by an Aſſembly and a Convention of eſtates.

On the other hand, the conſpirators were extremely ſolicitous not only to ſecure the approbation of their countrymen, but to obtain ſome legal ſanction of their enterprize. For this purpoſe, they publiſhed a long declaration, containing the motives, which had induced them to venture on ſuch an irregular ſtep, and endeavoured to heighten the public indignation againſt the favourites, by repreſenting, in the ſtrongeſt colours, their inexperience and inſolence, their contempt of the nobles, their violation of the privileges of the Church, and their oppreſſion of the people. They obliged the King, who could not with ſafety refuſe any of their demands, to grant them a remiſſion in the moſt ample form; and not ſatisfied
October 13. with that, they applied to the Aſſembly of the Church, and eaſily procured an act, declaring, "that they had done good and acceptable ſervice to God, to their Sovereign, and to their native country;" and requiring all ſincere Proteſtants to concur with them in carrying forward ſuch a laudable enterprize. In order to add the greater weight to this act, every Miniſter was enjoined to read it, in his own pulpit, and to inflict the cenſures of the Church on thoſe who ſet themſelves in oppoſition to ſo good a cauſe. A Convention of eſtates, aſſembled a few days after, paſſed an act to the ſame effect, and granted full indemnity to the conſpirators for every thing they had done *.

* Cald. 3. 177, 187, 200. Spotſw. 322.

JAMES

JAMES was conducted by them, first to Stirling, and afterwards to the palace of Haly-rud-house; and though he was received every where with the external marks of respect due to his dignity, his motions were carefully observed, and he was under a restraint no less strict, than at the first moment when he was seized by the conspirators. Lennox, after eluding many commands to depart out of the kingdom, was at last obliged to begin his journey. He lingered, however, for some time in the neighbourhood of Edinburgh, as if he had still intended to make one effort towards restoring the King to liberty. But either from the gentleness of his own disposition, averse to blood-shed and the disorders of civil war, or from some other cause, unknown to us, he abandoned the design, and set out for France, by the way of England. The King issued the order for his departure, with no less reluctance than the Duke obeyed it. And both mourned a separation, which neither of them had power to prevent. Soon after his arrival in France, the fatigue of the journey, or the anguish of his mind, threw him into a fever. In his last moments, he discovered such a firm adherence to the Protestant faith, as fully vindicates his memory from the imputation of an attachment to Popery, with which he had been uncharitably loaded in Scotland *. As he was the earliest, and best beloved, he was, perhaps, the most deserving, though not the most able of all James's favourites. The warmth and tenderness of his Master's affection for him was not abated by death itself. By many acts of kindness and generosity towards his posterity, the King not only did great honour to the memory of Lennox, but set his own character in one of the most favourable points of view.

Book VI. 1582.

Lennox's departure from Scotland.

Decem. 30.

* Spotsw. 324.

Book VI.

1582.

Mary's anxiety about her ſon.

THE ſucceſs of the conſpiracy, which deprived James of liberty, made great noiſe over all Europe; and at laſt reached the ears of Mary in the priſon to which ſhe was confined. As her own experience had taught her what injuries a captive prince is expoſed to ſuffer; and as many of thoſe, who were now concerned in the enterprize againſt her ſon, were the ſame perſons whom ſhe conſidered as the chief authors of her own misfortunes, it was natural for the tenderneſs of a mother to apprehend that the ſame calamities were ready to fall on his head; and ſuch a proſpect did not fail of adding to the diſtreſs and horror of her own ſituation. In the anguiſh of her heart, ſhe wrote to Elizabeth, complaining in the bittereſt terms of the unprecedented rigour, with which ſhe herſelf had been treated, and beſeeching her not to abandon her ſon to the mercy of his rebellious ſubjects; nor permit him to be involved in the ſame misfortunes, under which ſhe had ſo long groaned. The peculiar vigour and acrimony of ſtile, for which this letter is remarkable, diſcover both the high ſpirit of the Scottiſh Queen, unſubdued by her ſufferings, and the violence of her indignation at Elizabeth's artifices and ſeverity. But it was ill adapted to gain the end ſhe had in view, and accordingly it neither procured any mitigation of the rigour of her own confinement, nor any interpoſition in favour of the King *.

1583.

Ambaſſadors arrive from France and England.

HENRY III. who, though he feared and hated the Princes of Guiſe, was often obliged to court their favour, interpoſed with warmth, in order to extricate James out of the hands of a party ſo entirely devoted to the Engliſh intereſt. He commanded M. de la Motte Fenelon, his ambaſſador at the court of England, to repair to Edinburgh, and to contribute his utmoſt endeavours towards placing James in a ſituation, more ſuitable to his dignity. As Eli-

* Camd. 489.

zabeth could not, with decency, refuſe him liberty to execute this commiſſion, ſhe appointed Daviſon to attend him into Scotland as her Envoy, under colour of concurring with him in the negociation, but in reality, to be a ſpy upon his motions, and to obſtruct his ſucceſs. James, whoſe title to the Crown had not hitherto been recognized by any of the princes on the continent, was extremely fond of ſuch an honourable embaſſy from the French Monarch; and, on that account, as well as for the ſake of the errand on which he came, received Fenelon with great reſpect. The nobles, in whoſe power the King was, did not reliſh this interpoſition of the French court, which had long loſt its ancient influence over the affairs of Scotland. The Clergy were alarmed at the danger to which religion would be expoſed, if the Princes of Guiſe ſhould recover any aſcendant over the public councils. And though the King tried every method for reſtraining them within the bounds of decency, they declaimed againſt the court of France, againſt the Princes of Guiſe, againſt the ambaſſador, againſt entering into any alliance with ſuch notorious perſecutors of the Church of God, with a vehemence, which no regular government would now tolerate, but which was then extremely common. The ambaſſador, watched by Daviſon, diſtruſted by the nobles, and expoſed to the inſults of the Clergy, and of the people, returned into England without procuring any change in the King's ſituation, or receiving any anſwer to a propoſal which he made, that the government ſhould be carried on in the joint names of James, and the Queen his mother *.

Book VI. 1583. January 7.

MEANWHILE, James, though he diſſembled with great art, became every day more uneaſy under his confinement; his uneaſineſs

James eſcapes out of the hands of the conſpirators.

* Cald. 3. 207. Spotſw. 324. See Append. N°. VIII.

Book VI. 1583. rendered him continually attentive to find out a proper opportunity for making his eſcape; and to this attention, he at laſt owed his liberty, which the King of France was not able, nor the Queen of England willing to procure for him. As the conſpirators had forced Lennox out of the kingdom, and kept Arran at a diſtance from court, they grew ſecure; and imagining that time had reconciled the King to them, and to his ſituation, they watched him with little care. Some occaſions of diſcord had ariſen among themſelves; and the French ambaſſador, by fomenting theſe, during the time of his reſidence in Scotland, had weakened the union, in which alone their ſafety conſiſted *. Colonel William Stewart, the commander of the band of gentlemen, who guarded the King's perſon, being gained by James, had the principal merit in the ſcheme for reſtoring his maſ-

June 27. ter to liberty. Under pretence of paying a viſit to the Earl of March his grand uncle, James was permitted to go from Falkland to St. Andrew's. That he might not create any ſuſpicion, he lodged at firſt, in an open defenceleſs houſe in the town, but pretending a curioſity to ſee the caſtle, no ſooner was he entered with ſome of his attendants whom he could truſt, than Colonel Stewart commanded the gates to be ſhut, and excluded all the reſt of his train. Next morning the Earls of Argyll, Huntly, Crawford, Montroſe, Rothes, with others to whom the ſecret had been communicated, entered the town with their followers; and though Mar, with ſeveral of the leaders of the faction, appeared in arms, they found themſelves ſo far out-numbered, that it was in vain to think of recovering poſſeſſion of the King's perſon, which had been in their power ſomewhat longer than ten months. James was naturally of ſo ſoft and ductile a temper, that thoſe who were near his perſon, commonly made a deep impreſſion on his heart, which was formed to

* Camd. 482.

be

be under the ſway of favourites. As he remained implacable and unreconciled to the conſpirators, during ſo long a time, and at a period of life when reſentments are rather violent than laſting, they muſt either have improved the opportunities of inſinuating themſelves into favour with little dexterity, or the indignation, with which this firſt inſult to his perſon and authority filled him, muſt have been very great. Book VI. 1583.

His joy at his eſcape was youthful and exceſſive. He reſolved, however, by the advice of Sir James Melvil, and his wiſeſt counſellors, to act with the utmoſt moderation. Having called, into his preſence, the leaders of both factions, the neighbouring gentry, the deputies of the adjacent burroughs, and the Miniſters and the heads of colleges, he declared, that although he had been held under reſtraint for ſome time by violence, he would not impute that as a crime to any man, but without remembering the irregularities, which had been ſo frequent during his minority, would paſs a general act of oblivion, and govern all his ſubjects with undiſtinguiſhing and equal affection. And as an evidence of his ſincerity, he viſited the Earl of Gowrie at Ruthven-caſtle, and granted him a full pardon of any guilt he had contracted, by the crime committed in that very place *. Reſolves, however, to treat them with moderation.

But James did not adhere long to this prudent and moderate plan. His former favourite, the Earl of Arran, had been permitted for ſome time to reſide at Kenneil, one of his country ſeats. As ſoon as the King felt himſelf at liberty, his love for him began to revive, and he expreſſed a ſtrong deſire to ſee him. The courtiers violently oppoſed the return of a minion, whoſe inſolent and But Arran regains his aſcendant over him.

* Melv. 272.

overbearing

Book VI. 1583. overbearing temper they dreaded, as much as the nation deteſted his crimes. James, however, continued his importunity, and promiſing that he ſhould continue with him no longer than one day, they were obliged to yield. This interview rekindled ancient affection; the King forgot his promiſe; Arran regained his aſcendant over him; and within a few days reſumed the exerciſe of power, with all the arrogance of an undeſerving favourite, and all the raſhneſs peculiar to himſelf *.

And the King purſues another plan.

THE firſt effect of his influence was a proclamation with regard to thoſe concerned in the *Raid of Ruthven*. They were required to acknowledge their crime in the humbleſt manner; and the King promiſed to grant them a full pardon, provided their future conduct were ſuch, as did not oblige him to remember paſt miſcarriages. The tenor of this proclamation was extremely different from the act of oblivion, which the conſpirators had been encouraged to expect. Nor did any of them reckon it ſafe to rely on a promiſe, clogged with ſuch an equivocal condition, and granted by a young Prince, under the influence of a Miniſter, void of faith, regardleſs of decency, and tranſported, by the deſire of revenge, even beyond the uſual ferocity of his temper. Many of the leaders, who had at firſt appeared openly at court, retired to their own houſes; and foreſeeing the dangerous ſtorm which was gathering, began to look out for a retreat in foreign countries †.

Elizabeth's ſolicitations in behalf of the conſpirators. Auguſt 7.

ELIZABETH, who had all along protected the conſpirators, was extremely diſguſted with meaſures which tended ſo viſibly to their deſtruction, and wrote to the King a harſh and haughty letter, reproaching him in a ſtile, very uncommon among Princes, with

* Melv. 274. † Melv. 278. Spotſ. 326. Cald. 3. 330.

breach

breach of faith in recalling Arran to court, and with imprudence in proceeding ſo rigorouſly againſt his beſt and moſt faithful ſubjects. James, with a becoming dignity, replied, that promiſes extorted by violence, and conditions yielded out of fear, were no longer binding, when theſe were removed; that it belonged to him alone to chuſe what Miniſters he would employ in his ſervice; and that though he reſolved to treat the conſpirators at Ruthven with the utmoſt clemency, it was neceſſary, for the ſupport of his authority, that ſuch an inſult on his perſon ſhould not paſs altogether uncenſured *. Book VI. 1583.

ELIZABETH's letter was quickly followed by Walſingham her ſecretary, whom ſhe appointed her ambaſſador to James, and who appeared in the Scottiſh court, with a ſplendor and magnificence, well calculated to pleaſe and dazzle a young Prince. Walſingham was admitted to ſeveral conferences with James himſelf, in which he inſiſted on the ſame topics contained in the letter, and the King repeated his former anſwers. Sept. 1. Walſingham's embaſſy into Scotland.

AFTER ſuffering ſeveral indignities, from the arrogance of Arran, and his creatures, he returned to England, without concluding any new treaty with the King. Walſingham was, next to Burleigh, the Miniſter on whom the chief weight of the Engliſh adminiſtration reſted; and when a perſon of his rank, ſtept ſo far out of the ordinary road of buſineſs, as to undertake a long journey, in his old age, and under a declining ſtate of health, ſome affair of conſequence was ſuppoſed to be the cauſe, or ſome important event was expected to be the effect of this meaſure. But as nothing conſpicuous either occaſioned, or followed this embaſſy, it is probable that Elizabeth had no other intention in employing this ſagacious Miniſter, than to diſcover, with exactneſs, the capacity and diſ-

* Melv. 279.

poſition

Book VI. 1583. position of the Scottiſh King, who was now arrived at a time of life, when, with ſome degree of certainty, conjectures might be formed concerning his character, and future conduct. As James poſſeſſed talents of that kind, which make a greater figure in converſation, than in action, he gained a great deal by this interview with the Engliſh ſecretary, who, notwithſtanding the cold reception he met with, gave ſuch an advantageous repreſentation of his abilities, as determined Elizabeth to treat him, henceforward, with more decency and reſpect *.

ELIZABETH's eagerneſs to protect the conſpirators rendered James more violent in his proceedings againſt them. As they had all refuſed to accept of pardon, upon the terms which he had offered, they were required, by a new proclamation, to ſurrender themſelves priſoners. The Earl of Angus alone complied; the reſt either fled into England, or obtained the King's licence to retire into foreign parts. A Convention of eſtates was held, the members of which, deceived by an unworthy artifice of Arran's, declared thoſe concerned in the *Raid of Ruthven* to have been guilty of high treaſon; appointed the act paſſed laſt year approving of their conduct to be expunged out of the records; and engaged to ſupport the King in proſecuting the fugitives with the utmoſt rigour of law.

? Gowrie

Decem. 17.

THE conſpirators, though far from having done any thing that was uncommon in a barbarous age, among mutinous nobles, and under an unſettled ſtate of government, muſt be acknowledged to have been guilty of an act of treaſon againſt their ſovereign; and James, who conſidered their conduct in this light, had good reaſon to boaſt of his

* Melv. 293. Cald. 3. 258. Jebb. 2. 536.

clemency,

clemency, when he offered to pardon them, upon their confeſſing their crime. But, on the other hand, it muſt be allowed that, after the King's voluntary promiſe of a general oblivion, they had ſome reaſon to complain of breach of faith, and could not, without the moſt unpardonable imprudence, have put their lives in Arran's power. Book VI. 1583.

The intereſt of the Church was conſiderably affected by theſe contrary Revolutions. While the conſpirators kept poſſeſſion of power, the Clergy not only recovered, but extended their privileges. As they had formerly declared the hierarchy to be unlawful, they took ſome bold meaſures towards exterminating the Epiſcopal order out of the Church; and it was owing more to Adamſon's dexterity in perplexing and lengthening out the proceſs for that purpoſe, than to their own want of zeal, that they did not deprive, and perhaps excommunicate all the Biſhops in Scotland. When the King recovered his liberty, things put on a very different aſpect. The favour beſtowed upon Arran, the enemy of every thing decent and ſacred, and the rigorous proſecution of thoſe nobles, who had been the moſt zealous defenders of the Proteſtant cauſe, were conſidered as ſure preſages of the approaching ruin of the Church. The Clergy could not conceal their apprehenſions, nor view this impending danger in ſilence. Dury, who had been reſtored to his office as one of the Miniſters of Edinburgh, openly applauded the *Raid of Ruthven* in the pulpit, at which the King was ſo enraged, that, notwithſtanding ſome ſymptoms of his ſubmiſſion, he commanded him to reſign his charge in the city. Mr. Andrew Melvil, being ſummoned before the privy council to anſwer for the doctrine he had uttered in a ſermon at St. Andrew's, and accuſed of comparing the preſent grievances of the nation with thoſe under James III. and of intimating obliquely that they ought to be redreſ- 1584. The Clergy favour the conſpirators and irritate the King.

Book VI. 1584. ſed in the ſame manner, thought it incumbent on him to behave with greater firmneſs. He declined the juriſdiction of a Civil court, in a cauſe which he maintained to be purely Eccleſiaſtical; the Preſbytery of which he was a member had, as he contended, the ſole right to call him to account for words ſpoken in the pulpit; and neither the King nor council could judge, in the firſt inſtance, of the doctrine delivered by Preachers, without violating the immunities of the Church. This exemption from civil juriſdiction was a privilege, which the Popiſh Eccleſiaſtics, admirable judges of whatever contributed to increaſe the luſtre or power of their body, had long ſtruggled for, and had at laſt obtained. If the ſame plea had now been admitted, the Proteſtant Clergy would have become independant on the civil magiſtrate; and an order of men, extremely uſeful to ſociety while they inculcate thoſe duties which tend to promote its happineſs and tranquility, might have become no leſs pernicious by teaching, without fear or controul, the moſt dangerous principles, or by exciting their hearers to the moſt deſperate and lawleſs actions. James jealous to exceſs of his prerogative, was alarmed at this daring encroachment on it. And as Melvil, by his learning and zeal, had acquired the reputation and authority of head of the party, he reſolved to puniſh him with the rigour, which that preeminence rendered neceſſary, and to diſcourage, by a timely ſeverity, the revival of ſuch a dangerous claim. Melvil, however, avoided his rage, by flying into England; and the pulpits reſounded with complaints that the King had extinguiſhed the light of learning in the kingdom, and deprived the Church of the ableſt and moſt faithful guardian of its liberties and diſcipline *.

* Spotſ. 330. Cald. 3. 304.

THESE violent declamations of the Clergy, againſt the meaſures of the court, were extremely acceptable to the people. The conſpirators, though driven out of the kingdom, ſtill poſſeſſed great influence there. And as they had every thing to fear from the reſentment of a young prince, irritated by the furious counſels of Arran, they never ceaſed ſolliciting their adherents to take arms in their defence. Gowrie, the only perſon among them who had ſubmitted to the King, and accepted of a pardon, ſoon repented of a ſtep, which loſt him the eſteem of one party, without gaining the confidence of the other. And, after ſuffering many mortifications from the King's neglect, and the haughtineſs of Arran, he was at laſt commanded to leave Scotland, and to reſide in France. While he waited at Dundee for an opportunity to embark, he was informed that the Earls of Angus, Mar, and the Tutor of Glamis, had concerted a ſcheme for ſurprizing the caſtle of Stirling. In his ſituation, little perſuaſion was neceſſary to draw him to engage in it. Under various pretexts, he put off his voyage, and lay ready to take arms on the day fixed, by the conſpirators, for the execution of their enterprize. His lingering ſo long at Dundee, without any apparent reaſon, awakened the ſuſpicion of the court, proved fatal to himſelf, and diſappointed the ſucceſs of the conſpiracy. Colonel William Stewart ſurrounded the houſe where he lodged with a body of ſoldiers, and in ſpite of his reſiſtance, took him priſoner. Two days after, Angus, Mar, and Glamis, ſeized the caſtle of Stirling, and erecting their ſtandard there, publiſhed a manifeſto declaring that they took arms for no other reaſon, but to remove from the King's preſence, a minion who had acquired power by the moſt unworthy actions, and who exerciſed it with the moſt intolerable inſolence. The account of Gowrie's impriſonment ſtruck a damp upon their ſpirits. They imputed it to treachery on his part, and ſuſpected that as he had formerly deſerted, he had

Book VI. 1584.

Book VI. 1584. now betrayed them. At the ſame time, a ſum of money, with which Elizabeth had promiſed to ſupply them, not being duly paid, and their friends and vaſſals coming in ſlowly, they appeared irreſolute and diſheartned; and as the King, who acted with great vigour, advanced towards them at the head of 20,000 men, they fled precipitately towards England, and with difficulty made their eſcape *. This raſh and feeble attempt produced ſuch effects, as uſually follow diſappointed conſpiracies. It not only hurt the cauſe, for which it was undertaken, but added ſtrength and reputation to the King; confirmed Arran's power; and enabled them to purſue their meaſures with more boldneſs, and greater ſucceſs. Gowrie was the firſt victim of their reſentment. After a very informal trial, a jury of peers found him guilty of treaſon, and he was publickly beheaded at Stirling.

May 22. A parliament held. To humble the Church was the King's next ſtep. But as it became neceſſary, for this purpoſe, to call in the aid of the legiſlative authority, a parliament was haſtily ſummoned. And while ſo many of the nobles were baniſhed out of the kingdom, or forbidden to appear in the King's preſence; while Arran's haughtineſs kept ſome at a diſtance, and intimidated others; the meeting conſiſted only of thoſe, who were abſolutely at the devotion of the court. In

Severe laws againſt the Church. order to conceal the laws which were framing from the knowledge of the Clergy, the Lords of the Articles were ſworn to ſecrecy. And when ſome of the Miniſters, who either ſuſpected, or were informed of the danger, deputed one of their number to declare their apprehenſions to the King, he was ſeized at the palace-gate, and carried to a diſtant priſon. Others, attempting to enter the parlia-

* Home's Hiſt. of Houſe of Dougl. 379. Spotſ. 330.

ment houſe, were refuſed admittance *. And ſuch laws were paſſed, as totally overturned the conſtitution and diſcipline of the Church. The refuſing to acknowledge the juriſdiction of the privy council; the pretending an exemption from the authority of the civil courts; the attempting to diminiſh the rights and privileges of any of the three eſtates in parliament, were declared to be high treaſon. The holding Aſſemblies, whether Civil, or Eccleſiaſtical, without the King's permiſſion or appointment; the uttering, either privately, or publickly, in ſermons, or in declamations, any falſe and ſcandalous reports againſt the King, his anceſtors, or miniſters, were pronounced capital crimes †. Book VI. 1584. May 22.

When theſe laws were publiſhed at the croſs of Edinburgh, according to the ancient cuſtom, Mr. Robert Pont, Miniſter of St. Cuthberts, and one of the Lords of ſeſſion, ſolemnly proteſted againſt them, in the name of his brethren, becauſe they had been paſſed without the knowledge or conſent of the Church. Ever ſince the Reformation, the pulpits and eccleſiaſtical judicatories had both been eſteemed ſacred. In the former, the Clergy had been accuſtomed to cenſure, and admoniſh, with unbounded liberty. In the latter, they exerciſed an uncontrouled and independant juriſdiction. The blow was now aimed at both theſe privileges. Theſe new ſtatutes were calculated to render churchmen as inconſiderable, as they were indigent; and as the avarice of the nobles had ſtripped them of the wealth, the King's ambition was about to deprive them of the power which once belonged to their order. No wonder the alarm was univerſal, and the complaints loud. All the Miniſters of Edinburgh forſook their charge, and fled into England. The moſt eminent Clergymen, throughout the kingdom, imitated

* Cald. 3. 365. † Parl. 8. Jac. VI.

their

Book VI. 1584. their example. Deſolation and aſtoniſhment appeared in every part of the Scottiſh Church; the people bewailed the loſs of Paſtors, whom they eſteemed; and full of conſternation, at an event ſo unexpected, openly expreſſed their rage againſt Arran, and began to ſuſpect the King himſelf to be an enemy to the Reformed Religion *.

* Spotſ. 333.

THE

THE HISTORY OF SCOTLAND.

BOOK VII.

WHILE Scotland was torn by thoſe inteſtine factions, Elizabeth was alarmed with the rumour of a project in agitation for ſetting Mary at liberty. Francis Throgmorton, a Cheſhire gentleman, was ſuſpected of being deeply concerned in the deſign, and on that ſuſpicion he was taken into cuſtody. Among his papers were found two liſts, one of the principal harbours in the kingdom, with an account of their ſituation, and of the depth of water in each; the other, of all the eminent Roman Catholics in England. This circumſtance confirmed the ſuſpicion againſt him, and ſome dark and deſperate conſpiracy was ſuppoſed juſt ready to break out. At firſt he boldly avowed his innocence, and declared that the two papers were forged by the Queen's Miniſters, in order to intimidate or inſnare him; and he even endured the rack with the utmoſt fortitude. But being brought a ſecond

Book VII. 1584. Throgmorton's conſpiracy againſt Elizabeth.

time

Book VI. 1584. time to the place of torture, his reſolution failed him, and he not only acknowledged that he had held a ſecret correſpondence with the Queen of Scots, but diſcovered a deſign that was formed to invade England. The Duke of Guiſe, he ſaid, undertook to furniſh troops, and to conduct the enterprize. The Pope and King of Spain were to ſupply the money, neceſſary for carrying it on; all the Engliſh exiles were eager to take arms; many of the Catholics at home would be ready to join them, at their landing; Mendoza the Spaniſh ambaſſador, who was the life of the conſpiracy, ſpared no pains in fomenting the ſpirit of diſaffection among the Engliſh, or in haſtening the preparations on the Continent; and by his command, he had made the two liſts, the copies whereof had been found in his poſſeſſion. This confeſſion he retracted at his trial; returned to it again, after ſentence was paſſed upon him; and retracted it once more at the place of execution *.

To us in the preſent age, who are aſſiſted in forming our opinion of this matter, by the light which time and hiſtory have thrown upon the deſigns and characters of the Princes of Guiſe, many circumſtances in Throgmorton's confeſſion appear to be extremely remote from truth, or even from probability. The Duke of Guiſe was, at that juncture, far from being in a ſituation to undertake foreign conqueſts. Without either power or office at court; hated by the King; and perſecuted by the favourites; he had no leiſure for any thoughts of diſturbing the quiet of neighbouring ſtates, and his vaſt and ambitious mind was wholly occupied in laying the foundation of that famous league, which ſhook the throne of France. But about the time Elizabeth detected this conſpiracy, the cloſe union between the houſe of Guiſe and Philip II. was remarkable to all

* Holingſhed, 1370.

Europe,

Europe, and as their great enterprize againſt Henry III. was not yet diſcloſed, as they endeavoured to conceal that under their threatnings to invade England, Throgmorton's diſcovery appeared to be extremely probable; and Elizabeth, who knew how ardently all the parties mentioned by him wiſhed her downfal, thought that ſhe could not guard her kingdom with too much care. The indiſcreet zeal of the Engliſh exiles increaſed her fears. Not ſatisfied with inceſſant outcries againſt her ſeverity towards the Scottiſh Queen, and her cruel perſecution of her Catholic ſubjects, nor thinking it enough that one Pope had threatned her with the ſentence of excommunication, and another had actually pronounced it, they now began to diſperſe books and writings, in which they endeavoured to perſuade their diſciples, that it would be a meritorious action to take away her life; they openly exhorted the maids of honour to treat her, as Judith did Holofernes, and by ſuch an illuſtrious deed, to render their own names honourable and ſacred in the Church, throughout all future ages *. For all theſe reaſons, Elizabeth not only inflicted the puniſhment of a traitor on Throgmorton, but commanded the Spaniſh ambaſſador inſtantly to leave England; and that ſhe might be in no danger of being attacked within the iſland, ſhe determined to uſe her utmoſt efforts, in order to recover that influence over the Scottiſh councils, which ſhe had for ſome time entirely loſt.

Book VII. 1584.

Deſigns of Mary's adherents againſt Elizabeth.

THERE were three different methods, by which Elizabeth might hope to accompliſh this; either by furniſhing ſuch effectual aid to the baniſhed nobles, as would enable them to reſume the chief direction of affairs; or by entering into ſuch a treaty with Mary, as might intimidate her ſon, who being now accuſtomed to go-

She endeavours to reeſtabliſh her influence in Scotland, by gaining Arran.

* Camd. 497.

Book VII. 1584. vern, would be apt to agree to any terms, rather than reſign the ſceptre, or admit an aſſociate in the throne; or by gaining the Earl of Arran, to ſecure the direction of the King his maſter. The laſt was not only the eaſieſt, and ſpeedieſt, but the moſt certain of ſucceſs. This Elizabeth reſolved to purſue; but without laying the other two altogether aſide. With this view, ſhe ſent Daviſon, one of her principal ſecretaries, a man of abilities and addreſs, into Scotland. A Miniſter ſo venal as Arran, hated by his own countrymen, and holding his power by the moſt precarious of all tenures, the favour of a young Prince, accepted Elizabeth's offers without heſitation, and eſteemed the acquiſition of her protection to be the moſt ſolid foundation of his own greatneſs. Soon after,

Auguſt 13. he conſented to an interview with Lord Hunſdane the Governor of Berwick, and being honoured with the pompous title of Lieutenant General for the King, he appeared at the place appointed, with a ſplendid train. In Hunſdane's preſence, he renewed his promiſes of an inviolable and faithful attachment to the Engliſh intereſt, and aſſured him that James ſhould enter into no negociation, which tended to interrupt the peace between the two kingdoms; and as Elizabeth began to entertain the ſame fears and jealouſies concerning the King's marriage, which had formerly diſquieted her with regard to his mother's, he undertook to prevent James from liſtening to any overture of that kind, till he had previouſly obtained the Queen of England's conſent *.

Severe proceedings againſt the baniſhed Lords.

THE baniſhed lords and their adherents ſoon felt the effects of Arran's friendſhip with England. As Elizabeth had permitted them to take refuge in her dominions, and ſeveral of her Miniſters were of opinion that ſhe ought to employ her arms in defence of

* Cald. 3. 491. Melv. 315. See Append. N°. IX.

their

their cauſe, the fear of this was the only thing, which reſtrained James and his favourite, from proceeding to ſuch extremities againſt them, as might have excited the pity or indignation of the Engliſh, and have prompted them to exert themſelves with vigour in their behalf. But every apprehenſion of this kind being now removed, they ventured to call a parliament, in which an act was paſſed, attainting Angus, Mar, Glamis, and a great number of their followers. Their eſtates devolved to the Crown, and according to the practice of the Scottiſh Monarchs, who were obliged to reward the faction which adhered to them, by dividing with it the ſpoils of the vanquiſhed, James dealt out the greater part of theſe to Arran, and his aſſociates *. Book VII. 1584. Auguſt 22.

Nor was the treatment of the Clergy leſs rigorous. All Miniſters, readers, and profeſſors in Colleges were injoined to ſubſcribe, within forty days, a paper teſtifying their approbation of the laws concerning the Church, enacted in laſt parliament. Many, overawed, or corrupted by the Court, yielded obedience; others ſtood out. The ſtipends of the latter were ſequeſtered, ſome of the more active committed to priſon, and numbers compelled to fly the kingdom. Thoſe who complied, fell under the ſuſpicion of acting from mercenary or ambitious motives. Thoſe who ſuffered, acquired high reputation, by giving ſuch convincing evidence of their firmneſs and ſincerity. The judicatories of the Church were almoſt entirely ſuppreſſed. In ſome places, ſcarce as many Miniſters remained, as to perform the duties of religious worſhip; they ſoon ſunk in reputation among the people, and being prohibited not only from diſcourſing of publick affairs, but obliged, by the jealouſy of the adminiſtration, to frame every ſentiment and expreſſion in ſuch a Againſt the Clergy.

* Cald. 3. 527.

Book VII. 1584.

manner, as to give the court no offence, their ſermons were deemed languid, inſipid, and contemptible. And it became the general opinion, that together with the moſt virtuous of the nobles, and the moſt faithful of the Clergy, the power and vigour of Religion were now baniſhed out of the kingdom *.

MEANWHILE, Elizabeth was carrying on one of thoſe fruitleſs negociations with the Queen of Scots, which it had become almoſt matter of form to renew every year. They ſerved not only to amuſe that unhappy princeſs with ſome proſpect of liberty; but furniſhed an apology for eluding the ſollicitations of foreign powers in her behalf; and were of uſe to overawe James, by ſhewing him that ſhe could, at any time ſet free a dangerous rival to diſpute his authority. Theſe treaties ſhe ſuffered to proceed to what length ſhe pleaſed, and never wanted a pretence for breaking them off, when they became no longer neceſſary. The treaty now on foot was not, perhaps, more ſincere than many which preceded it; the reaſons, however, which rendered it ineffectual were far from being frivolous.

New conſpiracy againſt Elizabeth.

As Crichton a Jeſuit was ſailing from Flanders towards Scotland, the ſhip on board of which he was a paſſenger happened to be chaſed by pirates, who in that age, often infeſted the narrow ſeas. Crichton, in great confuſion, tore in pieces ſome papers in his cuſtody, and threw them away; but by a very extraordinary accident, the wind blew them back into the ſhip, and they were immediately taken up by ſome of the paſſengers, who carried them to Wade, the Clerk of the privy council. He, with great induſtry and pa-

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* Cald. 3. 589.

tience,

tience, joined them together, and they were found to contain the account of a plot, ſaid to have been formed by the King of Spain, and Duke of Guiſe, for invading England. The people were not yet recovered from the fear and anxiety occaſioned by the conſpiracy, in which Throgmorton had been engaged, and as his diſcoveries appeared now to be confirmed by additional evidence, not only all their former apprehenſions recurred, but the conſternation became general and exceſſive. As all the dangers, with which England had been threatned for ſome years, flowed either immediately from Mary herſelf, or from thoſe, who made uſe of her name to juſtify their inſurrections and conſpiracies, this gradually diminiſhed the compaſſion due to her ſituation, and the Engliſh, inſtead of pitying, began to fear and to hate her. Elizabeth, under whoſe wiſe and pacific reign the Engliſh enjoyed tranquillity, and had opened ſources of wealth unknown to their anceſtors, was extremely beloved by all her people; and regard to her ſafety, not leſs than to their own intereſt, animated them againſt the Scottiſh Queen. In order to diſcourage her adherents, it was thought neceſſary to convince them, by ſome public deed, of the attachment of the Engliſh to their own Sovereign, and that any attempt againſt her life would prove fatal to her rival. With this view, an *Aſſociation* was framed, the ſubſcribers of which bound themſelves by the moſt ſolemn oaths,

Book VII. 1584.

Occaſions an aſſociation in oppoſition to Mary.

October 19.

" to defend the Queen againſt all her enemies, foreign and domeſ-
" tic; and if violence ſhould be offered to her life, in order to
" favour the title of any pretender to the Crown, they not only en-
" gaged never to allow or acknowledge the perſon, or perſons, by
" whom, or for whom, ſuch a deteſtable act ſhould be committed,
" but vowed, in the preſence of the Eternal God, to proſecute
" ſuch perſon, or perſons, to the death, and to purſue them,
" with their utmoſt vengeance, to their utter overthrow and ex-

" tirpa-

Book VII. 1584. " tirpation *." Perſons of all ranks ſubſcribed this combination, with the greateſt eagerneſs and unanimity †.

Which greatly alarms her.

MARY conſidered this combination, not only as an avowed deſign to exclude her from all right of ſucceſſion, but as the certain and immediate forerunner of her deſtruction. In order to avert this, ſhe made ſuch feeble efforts as were ſtill in her power, and ſent Nauè her ſecretary to court, with offers of more entire reſignation to the will of Elizabeth, in all points, which had been the occaſion of their long enmity, than her paſt ſufferings had been hitherto able to extort ‡. But whether Mary adhered inflexibly to her privileges, as an independant Sovereign, or yielding to the neceſſity of her ſituation, endeavoured, by conceſſions, to ſooth her rival, ſhe was equally unſucceſsful. Her firmneſs was imputed to obſtinacy, or to the ſecret hope of foreign aſſiſtance; her conceſſions were either believed to be inſincere, or to flow from the fear of ſome imminent danger. Her preſent willingneſs, however, to comply with any terms was ſo great, that Walſingham warmly urged his miſtreſs to come to a final agreement with her. But Elizabeth was perſuaded, that it was the ſpirit raiſed by the aſſociation, which had rendered her ſo paſſive and compliant. She always imagined that there was ſomething myſterious and deceitful in all Mary's actions, and ſuſpected her of carrying on a dangerous correſpondence with the Engliſh Catholics, both within and without the kingdom. Nor were her ſuſpicions altogether void of foundation. Mary had, about this time, written a letter to Sir Francis Inglefield, urging him to haſten the execution of what ſhe calls the *Great plot or Deſignment*, without heſitating on account of any danger in which it

* State Trials, 1. 122. † Camd. 499. ‡ Camd. Ibid.

might

might involve her life, which ſhe would moſt willingly part with, if, by that ſacrifice, ſhe could procure relief for ſo great a number of the oppreſſed children of the Church *. Inſtead, therefore, of hearkning to the overtures which the Scottiſh Queen made, or granting any mitigation of the hardſhips of which ſhe complained, Elizabeth reſolved to take her out of the hands of the Earl of Shrewſbury, and to appoint Sir Amias Paulet, and Sir Drue Drury, to be her keepers. Shrewſbury had diſcharged his truſt with great fidelity, during fifteen years, but, at the ſame time, had treated Mary with gentleneſs and reſpect, and had always ſweetened harſh commands, by the humanity, with which he put them in execution. The ſame politeneſs was not to be expected from men of an inferior rank, whoſe ſevere vigilance, perhaps, was their chief recommendation to that employment, and the only merit, by which they could pretend to gain favour or preferment †.

Book VII. 1584.

She is treated with greater rigour.

As James was no leſs eager, than ever, to deprive the baniſhed nobles of Elizabeth's protection, he appointed the Maſter of Gray his ambaſſador to the court of England, and intruſted him with the conduct of a negotiation for that purpoſe. An honour for which he was indebted to the envy and jealouſy of the Earl of Arran. Gray poſſeſſed all the talents of a Courtier; a graceful perſon, an inſinuating addreſs, boundleſs ambition, and a reſtleſs and intriguing ſpirit. During his reſidence in France, he had been admitted into the moſt intimate familiarity with the Duke of Guiſe, and in order to gain his favour, had renounced the Proteſtant Religion, and profeſſed the utmoſt zeal for the captive Queen, who carried on a ſecret correſpondence with him, from which ſhe expected great advantages. On his return into Scotland, he paid

Gray, a new favourite of the King's.

* Strype, 3. 246. † Camd. 500.

court

Book VII. 1584. court to James with extraordinary aſſiduity, and his accompliſhments did not fail to make their uſual impreſſion on the King's heart. Arran, who had introduced him, began quickly to dread his growing favour; and flattering himſelf, that abſence would efface any ſentiments of tenderneſs from the mind of a young prince, pointed him out, by his malicious praiſes, as the moſt proper perſon in the kingdom, for an embaſſy of ſuch importance: and contributed to raiſe him to that high dignity, in order to haſten his fall. Elizabeth, who had an admirable dexterity in diſcovering the proper inſtruments for carrying on her deſigns, endeavoured, by careſſes, and by preſents, to ſecure Gray to her intereſt. The former flattered his vanity, which was great; the latter ſupplied his profuſeneſs, which was ſtill greater. He abandoned himſelf without reſerve to Elizabeth's directions, and not only undertook to preſerve the King under the influence of England, but acted as a ſpy upon the Scottiſh Queen, and betrayed to her rival every ſecret, that he could draw from her by his high pretenſions of zeal in her ſervice *.

His intereſt with the court of England.

GRAY's credit with the Engliſh court was extremely galling to the baniſhed nobles. Elizabeth no longer thought of employing her power to reſtore them; ſhe found it eaſier to govern Scotland, by corrupting the King's favourites; and in compliance with Gray's ſollicitations, ſhe commanded the exiles to leave the north of Eng-

December 31. land, and to remove into the heart of the kingdom. This rendered it difficult for them to hold any correſpondence with their partizans in Scotland, and almoſt impoſſible to return thither without her permiſſion. Gray, by gaining a point which James had ſo much at heart, rivetted himſelf more firmly than ever in his fa-

* Strype, 3. 302. Melv. 316.

vour;

vour; and by acquiring greater reputation, became capable of ſerv- Book VII.
ing Elizabeth with greater ſucceſs *. 1584.

ARRAN had now poſſeſſed, for ſome time, all the power, the 1585.
riches, and the honours, that his immoderate ambition could deſire, Arran's corruption, and inſolence.
or the fondneſs of a Prince, who ſet no limits to his liberality towards his favourites, could beſtow. The office of Lord Chancellor, the higheſt and moſt important in the kingdom, was conferred upon him, even during the life of the Earl of Argyll, who ſucceeded Athole in that dignity †. And the public beheld, with aſtoniſhment and indignation, a man educated as a ſoldier of fortune, ignorant of law, and a contemner of juſtice, appointed to preſide in parliament, in the privy council, in the court of ſeſſion, and intruſted with the ſupreme diſpoſal of the property of his fellow ſubjects. He was, at the ſame time, governor of the caſtles of Stirling and Edinburgh, the two principal forts in Scotland; Provoſt of the city of Edinburgh; and as if by all theſe accumulated dignities his merit were not ſufficiently recompenced, he had been created Lieutenant General over the whole kingdom. No perſon was admitted into the King's preſence without his permiſſion; no favour could be obtained but by his mediation. James, occupied with youthful amuſements, devolved upon him the whole regal authority. Such unmerited elevation increaſed his natural arrogance, and rendered it intolerable. He was no longer content with the condition of a ſubject, but pretended to derive his pedigree from Murdo Duke of Albany; and boaſted, openly, that his title to the Crown was preferable to that of the King himſelf. But, together with theſe thoughts of royalty, he retained the meanneſs, ſuitable to his primitive indigence. His venality as a judge was ſcandalous, and was exceeded only by that of his wife, who, in defiance of decency, made herſelf a party

* Cald. 3. 643. † Crawf. Offic. of State. App. 447.

Book VII. 1585. in almoſt every queſtion which came to be decided, employed her influence to corrupt, or to overawe the judges, and almoſt openly dictated their deciſions *. His rapaciouſneſs as a Miniſter was inſatiable. Not ſatisfied with the revenues of ſo many offices; with the eſtate, and honours which belonged to the houſe of Hamilton; or with the greater part of Gowrie's lands, which had fallen to his ſhare; he graſped at the poſſeſſions of ſeveral of the nobles. He required Lord Maxwell to exchange part of his eſtate, for the forfeited lands of Kinneil; and becauſe he was unwilling to quit an ancient inheritance for a poſſeſſion ſo precarious, he ſtirred up againſt him, his hereditary rival, the Laird of Johnſton, and involved that corner of the kingdom in a civil war. He committed to priſon the Earl of Athole, Lord Home, and the Maſter of Caſſils; the firſt, becauſe he would not divorce his wife, a daughter of the Earl of Gowrie, and entail his eſtate on him; the ſecond, becauſe he was unwilling to part with ſome lands, adjacent to one of his eſtates; and the third, for refuſing to lend him money. His ſpies and informers filled the whole country, and intruded themſelves into every company. The neareſt neighbours diſtruſted and feared each other. All familiar ſociety was at an end. Even the common intercourſes of humanity were interrupted, no man knowing in whom to confide, or where to utter his complaints. There is not perhaps in hiſtory, an example of a miniſter ſo univerſally deteſtable to a nation, or who more juſtly deſerved its deteſtation †.

ARRAN, notwithſtanding, regardleſs of the ſentiments, and deſpiſing the murmurs of the people, gave a looſe to his natural temper, and proceeded to acts ſtill more violent. David Home of Argaty, and Patrick his brother, having received letters from one of

* Cald. 3. 331. Scotſtarvet's Staggering, State, 7. † Spotſ. 337, 338.

the baniſhed Lords, about private buſineſs, were condemned and put to death, for holding correſpondence with rebels. Cunninghame of Drumwhaſel, and Douglas of Mains, two gentlemen of honour and reputation, were accuſed of having conſpired, with the exiled nobles, to ſeize the King's perſon. A ſingle witneſs only appeared; the evidence they produced of their innocence was unanſwerable; their accuſer himſelf not long after acknowledged that he had been ſuborned by Arran; and all men believed the charge againſt them to be groundleſs: they were found guilty, notwithſtanding, and ſuffered the death of traitors *. Book VII. 1585. February 9.

ABOUT the ſame time, that theſe gentlemen were puniſhed for a pretended conſpiracy, Elizabeth's life was indangered by a real one. Parry, a Doctor of laws, and a Member of the Houſe of Commons, a man vain and fantaſtic, but of a reſolute ſpirit, had lately been reconciled to the Church of Rome; and fraught with the zeal of a new convert, he offered to demonſtrate the ſincerity of his attachment to the religion which he had embraced, by killing Elizabeth. Cardinal Allen had publiſhed a book, to prove the murder of an excommunicated Prince to be not only lawful, but a meritorious action. The Pope's Nuncio at Venice, the Jeſuits both there and at Paris, the Engliſh exiles, all approved of the deſign. The Pope himſelf exhorted him to perſevere; and granted him, for his encouragement, a plenary indulgence, and remiſſion of his ſins. Cardinal di Como wrote him a letter to the ſame purpoſe. But though he often got acceſs to the Queen, fear, or ſome remaining ſenſe of duty, reſtrained him from perpetrating the crime. Happily, his intention was at laſt diſcovered by Nevil, the only perſon in England, to whom he had communicated it; and he himſelf Parry's conſpiracy againſt Elizabeth.

* Spotſw. 338. Cald. 3. 794.

Book VII. having voluntarily confeſſed his guilt, he ſuffered the puniſhment which it deſerved *.

1585. March 2.

A ſevere ſtatute, which proved fatal to Mary.

THESE repeated conſpiracies againſt their Sovereign awakened the indignation of the Engliſh parliament, and produced a very extraordinary ſtatute, which, in the end, proved fatal to the Queen of Scots. By this law the Aſſociation in defence of Elizabeth's life was ratified, and it was further enacted; "that if any rebellion ſhall be "excited in the kingdom, or any thing attempted to the hurt of "her Majeſty's perſon, *by or for* any perſon pretending a title to "the Crown, the Queen ſhall empower twenty four perſons, by a "commiſſion under the great ſeal, to examine into, and paſs ſen-"tence upon ſuch offences; and after judgment given, a procla-"mation ſhall be iſſued, declaring the perſons whom they find guilty, "excluded from any right to the Crown; and her Majeſty's ſub-"jects may lawfully purſue every one of them to the death, with "all their aiders and abettors. And if any deſign againſt the life "of the Queen take effect, the perſons, *by or for* whom, ſuch a "deteſtable act is executed, and *their iſſues*, being any wiſe aſſent-"ing or privy to the ſame, ſhall be diſabled for ever from pre-"tending to the Crown, and be purſued to death in the like man-"ner †." This act was plainly levelled at the Queen of Scots; and whether we conſider it as a voluntary expreſſion of the zeal and concern of the nation for Elizabeth's ſafety, or whether we impute it to the influence, which that artful Princeſs preſerved over her parliaments, it is no eaſy matter to reconcile it with the general principles of juſtice, or humanity. Mary was thereby rendered accountable not only for her own actions, but for thoſe of others;

* State Trials, Vol. 1. 103. † State Trials, Vol. 1. 123.

in

in conſequence of which, ſhe might forfeit her right of ſucceſ- Book VII.
ſion, and even her life itſelf. 1585.

MARY juſtly conſidered this act, as a warning to prepare for the worſt extremities. Elizabeth's miniſters, it is probable, had reſolved, by this time, to take away her life; and ſuffered books to be publiſhed, in order to perſuade the nation, that this cruel and unprecedented meaſure was not only neceſſary, but juſt *. Even that ſhort period of her days which remained, they rendered uncomfortable, by every hardſhip, and indignity, which it was in their power to inflict. Almoſt all her ſervants were diſmiſſed; ſhe was treated no longer with the reſpect due to a Queen; and though the rigour of ſeventeen years impriſonment had broken her conſtitution, ſhe was confined to two ruinous chambers, ſcarce habitable, even in the middle of ſummer, by reaſon of cold. Notwithſtanding the ſcantineſs of her revenue, ſhe had been accuſtomed to diſtribute regularly ſome alms among the poor in the village adjoining to the caſtle. Paulet, now, refuſed her liberty to perform this pious and humane office, which had afforded her great conſolation, amidſt her own ſufferings. The caſtle, in which ſhe reſided, was converted into a common priſon; and a young man, ſuſpected of Popery, was confined there, and treated with ſuch rigour, under her eye, that he died of the ill uſage. She often complained to Elizabeth of theſe multiplied injuries, and expoſtulated as became a woman, and a Queen; but as no political reaſon now obliged that Princeſs to amuſe her any longer with fallacious hopes, far from granting her any redreſs, ſhe did not even deign to give her any anſwer. The King of France, cloſely allied to Elizabeth, on whom he depended for aſſiſtance, was afraid of eſpouſing Mary's

The rigour with which ſhe was treated, increaſed.

* Strype 3. 299.

cauſe,

Book VII. 1585. cauſe, with any warmth; and all his ſollicitations in her behalf were feeble, formal, and inefficacious. But Caſtelnau, the French ambaſſador, whoſe compaſſion and zeal for the unhappy Queen ſupplied the defects in his inſtructions, remonſtrated with ſuch vigour againſt the indignities, to which ſhe was expoſed, that, by his importunity, he prevailed at length to have her removed to Tuthbury; though ſhe was confined, the greater part of another winter, in her preſent wretched habitation *.

A breach between Mary and her ſon.

NEITHER the inſults of her enemies, nor the neglect of her friends, made ſuch an impreſſion on Mary, as the ingratitude of her ſon. James had hitherto treated his mother with filial reſpect, and had even entered into negotiations with her, which gave umbrage to Elizabeth. But as it was not her intereſt that this good correſpondence ſhould continue, Gray, who, on his return into Scotland, found his favour with the King greatly increaſed by the ſucceſs of his embaſſy, perſuaded him to write a harſh and undutiful letter to his mother, in which he expreſly refuſed to acknowledge her to be Queen of Scotland, or to conſider his affairs as connected, in any wiſe, with hers. This cruel requital of her maternal tenderneſs overwhelmed Mary with ſorrow, and deſpair. "Was it for this, ſaid ſhe, in a letter to the French ambaſſador,

March 24. "that I have indured ſo much, in order to preſerve for him the in-
"heritance, to which I have a juſt right? I am far from envying
"his authority in Scotland. I deſire no power there; nor wiſh to
"ſet my foot in that kingdom, if it were not for the pleaſure of
"once embracing a ſon, whom I have hitherto loved with too ten-
"der affection. Whatever he either enjoys, or expects, he derived
"it from me. From him, I never received aſſiſtance, ſupply, or

* Jebb, v. 2. 576—598.

"benefit

"benefit of any kind. Let not my allies treat him any longer as a "King; he holds that dignity by my consent; and if a speedy "repentance does not appease my just resentment, I will load him "with a parent's curse, and surrender my Crown, with all my pre- "tensions, to one, who will receive them with gratitude, and de- "fend them with vigour*. The love which James bore to his mother, whom he had never known, nay whom he had been early taught to consider as the most abandoned person of her sex, cannot be supposed ever to have been ardent; and he did not now take any pains to regain her favour. But whether her indignation at his undutiful behaviour, added to her bigotted attachment to Popery, prompted Mary at any time to think seriously of disinheriting her son; or whether these threatnings were uttered in a sudden sally of disappointed affection, it is now no easy matter to determine. Some papers which are still extant seem to render the former not improbable †.

Dangerous situation of Elizabeth.

CARES of another kind, and no less disquieting, occupied Elizabeth's thoughts. The calm, which she had long enjoyed, seemed now to be at an end; and such storms were gathering in every quarter, as filled her with just alarm. All the neighbouring nations had undergone revolutions, extremely to her disadvantage. The great qualities, which Henry III. had displayed in his youth, and which raised the expectations of his subjects so high, vanished on his ascending the throne; and his acquiring supreme power seems not only to have corrupted his heart, but to have impaired his understanding. He soon lost the esteem and affection of the nation; and a life divided between the austerities of a superstitious devotion, and the extravagancies of the most dissolute debauchery, rendered him as contemptible as he was odious on account of his rapacious-

* Jebb, 2. 571. See Append. N° X. † See Append. N° XI.

ness,

Book VII. 1585.

neſs, his profuſion, and the fondneſs with which he doted on many unworthy minions. On the death of his only brother, thoſe ſentiments of the people burſt out with violence. Henry had no children, and though but thirty two years of age, the ſucceſſion of the Crown was already conſidered as open. The King of Navarre, a diſtant deſcendant of the royal family, but the undoubted heir to the Crown, was a zealous Proteſtant. The proſpect of an event, ſo fatal to their Religion, as his aſcending the throne of France, alarmed all the Catholics in Europe, and the Duke of Guiſe, countenanced by the Pope, and aided by the King of Spain, appeared as the defender of the Romiſh faith, and the aſſerter of the Cardinal of Bourbon's right to the Crown. In order to unite the party, a bond of confederacy was formed, diſtinguiſhed by the name of the *Holy League*. All ranks of men joined in it with emulation. The ſpirit ſpread with the irreſiſtible rapidity, which was natural to religious paſſions, in that age. The deſtruction of the Reformation not only in France, but all over Europe, ſeemed to be the object and wiſh of the whole party. And the Duke of Guiſe, the head of this mighty and zealous body, acquired authority in the kingdom, far ſuperior to that, which the King himſelf poſſeſſed.

from the progreſs of the league;

Philip II. by the conqueſt of Portugal, had greatly increaſed the naval power of Spain, and had at laſt reduced under his dominion that portion of the Continent, which lies beyond the Pyrenean mountains, and which nature ſeems to have deſtined to form one great Monarchy. William Prince of Orange, who firſt encouraged the inhabitants of the Netherlands to aſſert their liberties, and whoſe wiſdom and valour formed and protected the riſing commonwealth, had fallen by the hands of an aſſaſſin. The ſuperior genius of the Prince of Parma, had given an entire turn to the fate of the war in the Low Countries; all his enterprizes, concerted with conſummate ſkill, and executed with equal bravery, had been attended with un-

from the power of Philip II.

inter-

interrupted ſucceſs; and the Dutch, reduced to the laſt extremity, were on the point of falling under the dominion of their ancient maſter. Book VII. 1585.

NONE of thoſe circumſtances, to which Elizabeth had hitherto owed her ſecurity, exiſted any longer. She could derive no advantage from the jealouſy, which had ſubſiſted between France and Spain; Philip, by means of his confederacy with the Duke of Guiſe, had an equal ſway in the councils of both kingdoms. The Hugonots were unable to contend with the power of the league; and little could be expected from any diverſion they might create. Nor was it probable that the Netherlands could long employ the arms, or divide the ſtrength of Spain. In this ſituation of the affairs of Europe, it became neceſſary for Elizabeth to form a new plan of conduct; and her wiſdom in forming it, was not greater than the vigour with which ſhe carried it on. The meaſures, moſt ſuitable to her natural temper, and which ſhe had hitherto purſued, were cautious and ſafe; thoſe ſhe now adopted were enterprizing and hazardous. She preferred peace, but was not afraid of war; and was capable, when compelled by neceſſity, not only of defending herſelf with ſpirit, but of attacking her enemies with a boldneſs, which averted danger from her own dominions. She immediately furniſhed the Hugonots with a conſiderable ſupply in money. She carried on a private negociation with Henry III. who, though compelled to join the league, hated the leaders of it, and wiſhed for their deſtruction. She openly undertook the protection of the Dutch commonwealth, and ſent a powerful army to its aſſiſtance. She endeavoured to form a general confederacy of the Proteſtant Princes in oppoſition to the Popiſh league. She determined to proceed with the utmoſt rigour againſt the Queen of Scots, whoſe ſufferings and rights afforded her ene-

Her wiſe and vigorous conduct.

Reſolves to puniſh Mary, and to gain the King.

Book VII. 1585. mies a ſpecious pretence for invading her dominions. She reſolved to redouble her endeavours in order to effect a cloſer union with Scotland, and to extend and perpetuate her influence over the councils of that nation.

SHE found it no difficult matter to induce moſt of the Scottiſh courtiers, to promote all her deſigns. Gray, Sir John Maitland, who had been advanced to the office of Secretary, which his brother formerly held, Sir Lewis Bellenden the Juſtice Clerk, who had
May 29. ſucceeded Gray as the King's reſident at London, were the perſons in whom ſhe chiefly confided. In order to direct and quicken their motions, ſhe diſpatched Sir Edward Wotton along with Bellenden into Scotland. This man was gay, well-bred, and entertaining; he excelled in all the exerciſes, for which James had a paſſion; and amuſed the young King by relating the adventures he had met with, and the obſervations he had made, during a long reſidence in foreign countries; but under the veil of theſe ſuperficial qualities, he concealed a dangerous and intriguing ſpirit. He ſoon grew into high favour with James, and while he was ſeemingly attentive only to pleaſure and diverſions, he acquired influence over the public councils, to a degree which was indecent for a ſtranger to poſſeſs *.

Propoſes a league with Scotland.

NOTHING, however, could be more acceptable to the nation, than the propoſal he made of a ſtrict alliance between the two kingdoms, in defence of the Reformed Religion. The rapid and alarming progreſs of the popiſh league ſeemed to call on all Proteſtant Princes, to unite for the preſervation of their common faith.
July 29. James embraced the overture with warmth, and a Convention of eſtates impowered him to conclude ſuch a treaty, and engaged to

* Melv. 317.

ratify

ratify it in parliament †. The alacrity with which James concurred in this meaſure, muſt not be wholly aſcribed either to his own zeal, or to Wotton's addreſs; it was owing in part to Elizabeth's liberality. As a mark of her motherly affection for the young King, ſhe ſettled on him an annual penſion of 5000 pounds; the ſame ſum which her father had allotted her, before ſhe aſcended the throne. This circumſtance, which ſhe took care to mention, rendered a ſum, which in that age was far from being inconſiderable, a very acceptable preſent to the King, whoſe revenues, during a long minority, had been almoſt totally diſſipated *.

Undermines Arran's power.

But the chief object of Wotton's intrigues, was to ruin Arran. While a minion ſo odious to the nation continued to govern the King, his aſſiſtance could be of little advantage to Elizabeth. And though Arran, ever ſince his interview with Hunſdane, had appeared extremely zealous for her intereſt, ſhe could place no great confidence in a man, whoſe conduct was ſo capricious and irregular, and who, notwithſtanding his proteſtations to the contrary, ſtill continued a ſecret correſpondence both with Mary, and with the Duke of Guiſe. The baniſhed Lords were attached to England from affection, as well as principle, and were the only perſons among the Scots whom, in any dangerous exigency, ſhe could thoroughly truſt. Before Bellenden left London, they had been ſummoned thither, under colour of vindicating themſelves from his accuſations, but, in reality, to concert with him the moſt proper meaſures for reſtoring them to their country. Wotton purſued this plan, and endeavoured to ripen it for execution; and it was greatly facilitated by an event, neither uncommon nor conſiderable. Sir John Forſter, and Ker of Ferniherſt, the Engliſh and Scottiſh war-

† Spotſw. 339.

* Cald. 3. 505.

Book VII. 1585. dens of the middle marches, having met, according to the cuſtom of the borders, about mid-ſummer, a fray aroſe, and Lord Ruſſel, the Earl of Bedford's eldeſt ſon, happened to be killed. This ſcuffle was purely accidental, but Elizabeth choſe to conſider it as a deſign formed by Ker, at the inſtigation of Arran, to involve the two kingdoms in war. She inſiſted that both of them ſhould be delivered up to her; and though James eluded that demand, he was obliged to confine Arran in St. Andrew's, and Ker in Aberdeen.

Aſſiſts the baniſhed nobles. During his abſence from court, Wotton and his aſſociates carried on their intrigues without interruption. By their advice, the baniſhed nobles endeavoured to accommodate their differences with Lord John, and Lord Claud, the Duke of Chatelherault's two ſons, whom Morton's violence had driven out of the kingdom. Their common ſufferings, and common intereſt, induced both parties to bury

Oct. 16. in oblivion the ancient diſcord, which had ſubſiſted between the houſes of Hamilton and Douglas. By Elizabeth's permiſſion, they returned in a body to the borders of Scotland. Arran, who had again recovered favour, inſiſted on putting the kingdom in a poſture of defence. But Gray, Bellenden, and Maitland, ſecretly thwarted all his meaſures. Some neceſſary orders they prevented from being iſſued; others they rendered ineffectual, by the manner of execution; and all of them were obeyed ſlowly, and with reluctance *.

Wotton's fertile brain was, at the ſame time, big with another, and more dangerous plot. He had contrived to ſeize the King, and to carry him by force into England. But the deſign

* Spotſw. 340.

was

was happily discovered, and in order to avoid the punishment his treachery merited, he departed without taking leave *. Book VII. 1585.

They return into Scotland, and are reconciled to the King.

MEAN while the banished Lords hastened the execution of their enterprize; and as their friends and vassals were now ready to join them, they entered Scotland. Wherever they came, they were welcomed as the deliverers of their country, and the most fervent prayers were addressed to Heaven for the success of their arms. They advanced, without losing a moment, towards Stirling at the head of 10,000 men. The King, though he had assembled an army superior in number, could not venture to meet them in the field, with troops, whose loyalty was extremely dubious, and who, at best, were far from being hearty in the cause; nor was either the town or castle provided for a siege. The gates, however, of both were shut, and the nobles encamped at St. Ninian's. That same night they Nov. 2. surprized the town, or more probably it was betrayed into their hands; and Arran, who had undertaken to defend it, was obliged to save himself by a precipitate flight. Next morning they invested the castle, in which there were not provisions for twenty four hours; and James was necessitated immediately to hearken to terms of accommodation. They were not so elated with success, as to urge extravagant demands, nor was the King unwilling to make every reasonable concession. They obtained a pardon in the most ample form, of all the offences they had committed; the principal forts in the kingdom were, by way of security, put into their hands; Crawford, Montrose, and Colonel Stewart were removed from the King's presence; and a parliament was called, to establish tranquillity in the nation †.

* Melv. 335.

† Cald. 3. 795.

THOUGH

Book VII. 1585. A parliament. December 10.

THOUGH a great majority in this parliament conſiſted of the confederate nobles, and their adherents, they were far from diſcovering a vindictive ſpirit. Satisfied with procuring an act, reſtoring them to their ancient honours and eſtates, and ratifying the pardon granted by the King, they ſeemed willing to forget all paſt errors in the adminiſtration, and ſpared James the mortification of ſeeing his Miniſters branded with any public note of infamy. Arran, alone, deprived of all his honours, ſtripped of his borrowed ſpoils, and declared an enemy to his country by public proclamation, ſunk back into obſcurity, and muſt, henceforth, be mentioned by his primitive title of Captain James Stewart. As he had been, during his unmerited proſperity, the object of the hatred and indignation of his countrymen, they beheld his fall without pity, nor did all his ſufferings mitigate their reſentment in the leaſt degree.

Church affairs.

THE Clergy were the only body of men, who obtained no redreſs of their grievances by this revolution. The confederate nobles had, all along, affected to be conſidered as guardians of the privileges and diſcipline of the Church. In all their manifeſtos they had declared their reſolution to reſtore theſe, and by that popular pretence, had gained many friends. It was now natural to expect ſome fruit of theſe promiſes, and ſome returns of gratitude towards many of the moſt eminent preachers who had ſuffered in their cauſe, and who demanded the repeal of the laws paſſed the preceding year. The King, however, was reſolute to maintain theſe laws in full authority; and as the nobles were extremely ſollicitous not to diſguſt him, by inſiſting on any diſagreeable requeſt, the claims of the Church in this, as well as in many former inſtances, were ſacrificed to the intereſt of the laity. The Miniſters gave vent to their indignation in the pulpit, and

their impatience under the disappointment broke out in some expressions, extremely disrespectful even towards the King himself*. Book VII. 1586.

The Archbishop of St. Andrew's, too, felt the effects of their anger. The Provincial Synod of Fife summoned him to appear, and to answer for his contempt of the decrees of former Assemblies, in presuming to exercise the function of a Bishop. And though he refused to acknowledge the jurisdiction of the court, and appealed from it to the King, a sentence of excommunication, equally indecent and irregular, was pronounced against him. April 13. Adamson, with no less indecency, thundered his archiepiscopal excommunication against Melvil, and some other of his opponents.

Soon after, a General Assembly was held, in which the King, with some difficulty, obtained an act, permitting the name and office of a Bishop still to continue in the Church. The power of the order, however, was considerably retrenched. The exercise of discipline, and the inspection of the life and doctrine of the Clergy, were committed to Presbyteries, in which Bishops should be allowed no other pre-eminence, but that of presiding as perpetual moderators. They themselves were declared to be subject, in the same manner as other pastors, to the jurisdiction of the General Assemby. And as the discussion of the Archbishop's appeal might have kindled unusual heats in the assembly, that affair was terminated by a compromise. He renounced any claim of supremacy over the Church, and promised to demean himself suitably to the character of a Bishop, as described by St. Paul. The Assembly, without examining the foundations of the sentence of excommunica-

* Spotsw. 343.

tion,

Book VII. 1586. tion, declared that it ſhould be held of no effect, and reſtored him to all the privileges, which he enjoyed before it was pronounced. Notwithſtanding the extraordinary tenderneſs ſhewn for the honour of the ſynod, and the delicacy and reſpect, with which its juriſdiction was treated, ſeveral members were ſo zealous as to proteſt againſt this deciſion *.

A league with England concluded.

THE court of Scotland was now filled with perſons, ſo warmly attached to Elizabeth, that the league between the two kingdoms, which had been propoſed laſt year, met with no interruption, but from D'Eſneval the French Envoy. James himſelf firſt offered to renew the negociation. Elizabeth did not ſuffer ſuch a favourable opportunity to ſlip, and inſtantly deſpatched Randolph to conclude a treaty, which ſhe ſo much deſired. The danger to which the Proteſtant religion was expoſed, by the late combination of the Popiſh powers for its deſtruction, and the neceſſity of a ſtrict confederacy among thoſe, who had embraced the Reformation, in order to obſtruct their pernicious deſigns, were mentioned as the foundation of the league. The chief articles in it were, that both parties ſhould bind themſelves to defend the Evangelic Religion; that the league ſhould be offenſive and defenſive againſt all, who ſhall endeavour to diſturb the exerciſe of religion in either kingdom; that if one of the two parties be invaded, the other, notwithſtanding any former alliance, ſhould not directly, or indirectly aſſiſt the invader; that if England be invaded in any part remote from Scotland, James ſhould aſſiſt the Queen with 2000 horſe, and 5000 foot; that if the enemy landed or approached within ſixty miles of Scotland, the King ſhould take the field with his whole forces, in the ſame manner, as he would do in defence of his own kingdom. Elizabeth, in return,

July 5.

* Cald. 3. 894. Spotſw. 346.

undertook to act in defence of Scotland, if it ſhould be invaded. At the ſame time, ſhe aſſured the King that no ſtep ſhould be taken, which might derogate in any degree from his pretenſions to the Engliſh Crown *. Elizabeth expreſſed great ſatisfaction with a treaty, which rendered Scotland an uſeful ally, inſtead of a dangerous neighbour, and afforded her a degree of ſecurity on that ſide, which all her anceſtors had aimed at, but none of them had been able to obtain. Zeal for religion, together with the bleſſings of peace, which both kingdoms had enjoyed during a conſiderable period, had ſo far abated the violence of national antipathy, that the King's conduct was univerſally acceptable to his own people †. Book VII. 1586.

The acquittal of Archbald Douglas, at this time, expoſed James to much and deſerved cenſure. This man was deeply engaged in the conſpiracy againſt the life of the King his father. Both Morton and Binny one of his own ſervants, who ſuffered for that crime, had accuſed him of being preſent at the murder ‖. He had eſcaped puniſhment by flying into England, and James had often required Elizabeth to deliver up a perſon ſo unworthy of her protection. He now obtained a licence, from the King himſelf, to return into Scotland; and after undergoing a mock trial, calculated to conceal rather than to detect his guilt, he was not only taken into favour by the King, but ſent back to the court of England, with the honourable character of his ambaſſador. James was now of ſuch an age, that his youth and inexperience cannot be pleaded in excuſe for this indecent tranſaction. It muſt be imputed to the exceſſive facility of his temper, which often led him to gratify his courtiers at the expence of his own dignity and reputation ‡.

* Spotſw. 351. † Camd. 513. ‖ See Append. N° XII.
‡ Spotſw. 348. Cald. 3. 917.

Book VII. 1586. Rise of Babington's conspiracy against Elizabeth.

NOT long after, the inconsiderate affection of the English Catholicks towards Mary, and their implacable resentment against Elizabeth, gave rise to a conspiracy, which proved fatal to the one Queen, left an indelible stain on the reputation of the other, and presented a spectacle to Europe, of which there had hitherto been no example in the history of mankind.

DOCTOR Gifford, Gilbert Gifford, and Hodgson, priests educated in the seminary at Rheims, had adopted an extravagant and enthusiastic notion, that the Bull of Pius V. against Elizabeth was dictated immediately by the Holy Ghost. This wild opinion they instilled into Savage, an officer in the Spanish army, noted for his furious zeal, and daring courage; and persuaded him that no service could be so acceptable to Heaven, as to take away the life of an excommunicated Heretic. Savage, eager to obtain the Crown of martyrdom, bound himself, by a solemn vow, to kill Elizabeth. Ballard, a trafficking priest, had at that time come over to Paris, and sollicited Mendoza the Spanish ambassador there, to procure an invasion of England, while the affairs of the league were so prosperous, and the kingdom left naked by sending so many of the Queen's best troops into the Netherlands. Paget and the English exiles demonstrated the fruitlessness of such an attempt, unless Elizabeth were first cut off, or the invaders secured of a powerful concurrence on their landing. If it could be hoped that either of these events would happen, effectual aid was promised; and in the mean time Ballard was sent back to renew his intrigues.

April 26.

May 15.

HE communicated his designs to Anthony Babington, a young gentleman in Derbyshire, of a plentiful fortune, and many amiable qualities, who having contracted, during his residence in France, a familiarity with the Archbishop of Glasgow, had been recommend-

ed by him to the Queen of Scots. He concurred with Paget in conſidering the death of Elizabeth as a neceſſary preliminary to any invaſion. Ballard gave him hopes that an end would ſoon be put to her days, and imparted to him Savage's vow, who was now in London waiting for an opportunity to ſtrike the blow. But Babington thought the attempt of too much importance, to rely on a ſingle hand for the execution of it, and propoſed that five reſolute gentlemen ſhould be joined with Savage in an enterprize, the ſucceſs of which was the foundation of all their hopes. He offered to find out perſons willing to undertake the ſervice, whoſe honour, ſecrecy, and courage, they might ſafely truſt. He accordingly opened the matter to Edward Windſor, Thomas Saliſbury, Charles Tilney, Chidioc Tichbourne, Robert Gage, John Travers, Robert Barnwell, John Charnock, Henry Dun, John Jones, and Robert Polly, all of them, except Polly, whoſe buſtling forward zeal introduced him into their ſociety, gentlemen of good families united together in the bonds of private friendſhip, ſtrengthened by the more powerful tie of religious zeal. Many conſultations were held; their plan of operations was at laſt ſettled; and their different parts aſſigned. Babington himſelf was appointed to reſcue the Queen of Scots; Saliſbury, with ſome others, undertook to excite ſeveral countries to take arms; the murder of the Queen, the moſt dangerous and important ſervice of all, fell to Tichbourne and Savage, with four aſſociates. And ſo totally had their bigotted prejudices extinguiſhed the principles of honour, and the ſentiments of humanity, ſuitable to their rank, that without ſcruple or compunction, they undertook an action, which is viewed with horror, even when committed by the meaneſt and moſt profligate of mankind. This attempt, on the contrary, appeared to them no leſs honourable than it was deſperate, and in order to perpetuate the memory of it, they had a picture drawn containing the portraits of the ſix aſſaſſins, with that

Book VII. 1586.

June.

The ſcheme of the conſpirators.

Book VII. of Babington in the middle, and a motto intimating that they were jointly embarked in ſome hazardous deſign.

1586.

Diſcovered by Walſingham.

THE conſpirators, as appears by this wanton and imprudent inſtance of vanity, ſeem to have thought a diſcovery ſcarce poſſible, and neither diſtruſted the fidelity of their companions, nor doubted the ſucceſs of their undertaking. But while they believed that their machinations were carried on with the moſt profound and impenetrable ſecrecy, every ſtep they took was fully known to Walſingham. Polly was one of his ſpies, and had entered into the conſpiracy with no other deſign than to betray his aſſociates. Gilbert Gifford, too, having been ſent over to England to quicken the motions of the conſpirators, had been gained by Walſingham, and gave him ſure intelligence of all their projects. That vigilant miniſter immediately imparted the diſcoveries which he had made to Elizabeth; and without communicating the matter to any other of the Counſellors, they agreed, in order to underſtand the plot more perfectly, to wait till it was ripened into ſome form, and brought near the point of execution.

They are ſeized and puniſhed. Auguſt 4.

AT laſt, Elizabeth thought it dangerous and criminal to expoſe her own life, and to tempt providence any farther. Ballard, the prime mover in the whole conſpiracy, was arreſted. His aſſociates, diſconcerted and ſtruck with aſtoniſhment, endeavoured to ſave themſelves by flight. But, within a few days, all of them, except Windſor, were ſeized in different places of the kingdom, and committed to the Tower. Though they had undertaken the part, they wanted the firm and determined ſpirit of aſſaſſins; and, influenced by fear or by hope, diſcovered all they knew. The indignation of the people, and their impatience to revenge ſuch an execrable combination

bination againſt the life of their Sovereign, haſtened their trial, and all of them ſuffered the death of traitors *. Book VII. 1586. Sept. 20.

THUS far Elizabeth's conduct may be pronounced both prudent and laudable, nor can ſhe be accuſed of violating any law of humanity, or of taking any precautions beyond what were neceſſary for her own ſafety. But a tragical ſcene followed, with regard to which, poſterity will paſs a very different judgment. Mary is accuſed of being an accomplice in the conſpiracy.

THE frantic zeal of a few raſh young men accounts ſufficiently for all the wild and wicked deſigns which they had formed. But this was not the light, in which Elizabeth and her Miniſters choſe to place the conſpiracy. They repreſented Babington and his aſſociates to be inſtruments employed by the Queen of Scots, the real though ſecret author of ſo many attempts againſt the life of Elizabeth, and the peace of her kingdoms. They produced letters, which they aſcribed to her, in ſupport of this charge. Theſe, as they gave out, had come into their hands, by a very ſingular, and myſterious method of conveyance. Gifford, on his return into England, had been intruſted with letters to Mary; but in order to make a trial of his fidelity or addreſs, they were only blank papers made up in that form. Theſe being ſafely delivered, he was afterwards employed without farther ſcruple. By Walſingham's permiſſion, and the connivance of Paulet, he bribed a tradeſman in the neighbourhood of Chartley, whither Mary had been conveyed, who depoſited the letters in a hole in the wall of the caſtle, covered with a looſe ſtone. Thence they were taken by the Queen, and in the ſame manner, her anſwers returned. All theſe were carried to Walſingham,

* Camd. 515. State Trials, Vol. 1. 110.

opened

Book VII. 1586. opened by him, decyphered, ſealed again ſo dexterouſly that the fraud could not be perceived, and then tranſmitted to the perſons to whom they were directed. Two letters to Babington, with ſeveral to Mendoza, Paget, Englefield, and the Engliſh fugitives, were procured by this artifice. It was given out that in theſe letters Mary approved of the conſpiracy, and even of the aſſaſſination; that ſhe directed them to proceed with the utmoſt circumſpection, and not to take arms till foreign auxiliaries were ready to join them; that ſhe recommended the Earl of Arundel, his brothers, and the young Earl of Northumberland, as proper perſons to conduct and to add reputation to their enterprize; that ſhe adviſed them, if poſſible, to excite at the ſame time ſome commotion in Ireland; and above all, beſought them to concert with care the means of her eſcape, ſuggeſting to them ſeveral expedients for that purpoſe.

The indignation of the Engliſh againſt her on that account.

ALL theſe circumſtances were opened at the trial of the conſpirators. And while the nation was under the influence of thoſe terrors which the aſſociation had raiſed, and the late danger had augmented, they were believed without heſitation or enquiry, and ſpread a general alarm. Mary's zeal for her religion was well known; and in that age, examples of the violent and ſanguinary ſpirit which it inſpired, were numerous. All the cabals againſt the peace of the kingdom for many years had been carried on in her name; and it now appears evidently, ſaid the Engliſh, that the ſafety of the one Queen is incompatible with that of the other. Why then, added they, ſhould the tranquillity of England be ſacrificed for the ſake of a ſtranger? Why is a life ſo dear to the nation expoſed to the repeated aſſaults of an exaſperated rival? The caſe ſuppoſed in the aſſociation, has now happened, the ſacred perſon of our Sovereign has been threatened, and why ſhould not an injured

injured people execute that juſt revenge which they had vowed? Book VII. 1586.

No ſentiments could be more agreeable than theſe to Elizabeth and her Miniſters. They themſelves had at firſt propagated them among the people, and they now ſerved both as an apology, and a motive, for their proceeding to ſuch extremities againſt the Scottiſh Queen, as they had long meditated. The more injuries Elizabeth heaped on Mary, the more ſhe feared and hated that unhappy Queen, and came at laſt to be perſuaded that there could be no other ſecurity for her own life, but the death of her rival. Burleigh and Walſingham had promoted ſo zealouſly all her meaſures with regard to Scottiſh affairs; and had acted, with ſo little reſerve, in oppoſition to Mary, that they had reaſon to dread the moſt violent effects of her reſentment, if ever ſhe ſhould mount the throne of England; and therefore they endeavoured to hinder an event ſo fatal to themſelves, by confirming their Miſtreſs's fear and hatred of the Scottiſh Queen. Elizabeth reſolves to proceed to the utmoſt extremities againſt her.

MEAN while, Mary was guarded with unuſual vigilance, and great care was taken to keep her ignorant of the diſcovery of the conſpiracy. Sir Thomas Gorges was at laſt ſent from court, to acquaint her both of it, and of the imputation with which ſhe was loaded as acceſſary to that crime; and he ſurprized her with the account, juſt as ſhe had got on horſeback to ride out along with her keepers. She was ſtruck with aſtoniſhment, and would have returned to her apartment. But ſhe was not permitted; and in her abſence, her private cloſet was broke open, her cabinet and papers were ſeized, ſealed, and ſent up to court. Her principal domeſtics, too, were arreſted, and committed to different keepers. Nauè and Curle, her Her domeſtics, papers, &c. are ſeized.

Book VII. 1586. Sept. 10. her two ſecretaries, the one a native of France, the other of Scotland, were carried priſoners to London. All the money in her cuſtody, amounting to little more than 2000 pounds, was ſecured. And after leading her about, for ſome days, from one gentleman's houſe to another, ſhe was conveyed to Fotheringay, a ſtrong caſtle in Northamptonſhire *.

Deliberates concerning the method of proceeding.

No farther evidence could now be expected againſt Mary, and nothing remained but to decide what ſhould be her fate. With regard to this, Elizabeth and thoſe Miniſters in whom ſhe chiefly confided, ſeem to have taken their reſolution; but there was ſtill great variety of ſentiments among her other Counſellors. Some thought it ſufficient to diſmiſs all Mary's attendants, and to keep her under ſuch cloſe reſtraint, as would cut off all poſſibility of correſponding with the enemies of the kingdom; and as her conſtitution, broken by long confinement, and her ſpirit dejected with ſo many cares, could not long ſupport ſuch an additional load, the Queen and nation would ſoon be delivered from all their fears. But though it might be eaſy to ſecure Mary's own perſon, it was impoſſible to diminiſh the reverence which the Roman Catholics had for her name, or to extinguiſh the compaſſion with which they viewed her ſufferings; while theſe continued, inſurrections and invaſions would never be wanting for her relief, and the only effect of any new rigour would be to render them more frequent and dangerous. For this reaſon the expedient was rejected.

Determines to try her publickly.

A public and legal trial, though the moſt unexampled, was judged the moſt unexceptionable method of proceeding; and it had at the

* Camd. 517.

ſame

ſame time, a ſemblance of juſtice, accompanied with an air of dignity. It was in vain to ſearch the ancient records, for any ſtatute or precedent, to juſtify ſuch an uncommon ſtep, as the trial of a foreign Prince, who had not entered the kingdom in arms, but had fled thither for refuge. The proceedings againſt her were founded on the act of laſt Parliament, and by applying it in this manner, the intention of thoſe who had framed that ſevere ſtatute became more apparent *. Book VII. 1586.

ELIZABETH reſolved that no circumſtance of pomp or ſolemnity ſhould be wanting, which could render this tranſaction ſuch as became the dignity of the perſon to be tried. She appointed, by a commiſſion under the great ſeal, forty perſons, the moſt illuſtrious in the kingdom, by their birth or offices, together with five of the judges, to hear and decide this great cauſe. Many difficulties were ſtarted by the lawyers, about the name and title by which Mary ſhould be arraigned; and while the eſſentials of juſtice were ſo groſly violated, the empty forms of it were the objects of their care. They at length agreed that ſhe ſhould be ſtiled, "Mary, daughter "and heir of James V. late King of Scots, commonly called Queen "of Scots, and Dowager of France †."

AFTER the many indignities which ſhe had lately ſuffered, Mary could no longer doubt but that her deſtruction was determined. She expected, every moment, to end her days by poiſon, or by ſome of thoſe ſecret means, uſually employed againſt captive Princes. And leſt the malice of her enemies, at the ſame time that it deprived her of life, ſhould endeavour likewiſe to blaſt her reputation, ſhe

* Camd. 519. Johnſt. Hiſt. 113. † Strype, 3. 362.

Book VII. 1586. wrote to the Duke of Guiſe, and vindicated herſelf, in the ſtrongeſt terms, from the imputation of encouraging or of being acceſſory to the conſpiracy for aſſaſſinating Elizabeth *. In the ſolitude of her priſon, the ſtrange reſolution of bringing her to a public trial had not reached her ears, nor did the idea of any thing ſo unprecedented, and ſo repugnant to regal Majeſty, once enter into her thoughts.

The trial at Fotheringay.

On the eleventh of October, the commiſſioners appointed by Elizabeth arrived at Fotheringay. Next morning they delivered a letter from her to Mary, in which, after the bittereſt reproaches and accuſations, ſhe informed her, that regard to her own ſafety had, at laſt, rendered it neceſſary to make a public enquiry into her conduct, and therefore required her, as ſhe had lived ſo long under the protection of the laws of England, to ſubmit now to the trial, which they ordained to be taken of her crimes. Mary, though ſurprized at this meſſage, was neither appalled at the danger, nor unmindful of her own dignity. She proteſted, in the moſt ſolemn manner, that ſhe was innocent of the crime laid to her charge, and had never countenanced any attempt againſt the life of the Queen of England; but, at the ſame time, refuſed to acknowlege the juriſdiction of her commiſſioners. "I came into the king-
"dom," ſaid ſhe, "an independent Sovereign, to implore the
"Queen's aſſiſtance, not to ſubject myſelf to her authority. Nor
"is my ſpirit ſo broken by its paſt misfortunes, or ſo intimidated
"by preſent dangers, as to ſtoop to any thing unbecoming the
"Majeſty of a crowned head, or that will diſgrace the anceſtors
"from whom I am deſcended, and the ſon to whom I ſhall leave
"my throne. If I muſt be tried, Princes alone can be my Peers.

Mary refuſes at firſt to plead.

* Jebb, 2. 283.

"The

" The Queen of England's ſubjects, however noble their birth Book VII.
" may be, are of a rank inferior to mine. Ever ſince my arrival 1586.
" in this kingdom, I have been confined as a priſoner. Its laws
" never afforded me any protection. Let them not now be per-
" verted, in order to take away my life."

THE commiſſioners employed arguments and intreaties to overcome Mary's reſolution. They even threatened to proceed according to the forms of law, and to paſs ſentence againſt her on account of her contumacy in refuſing to plead; ſhe perſiſted, however, for two days to decline their juriſdiction. An argument urged by Hatton, the Vice-Chamberlain, at laſt prevailed. He told her, that by avoiding a trial, ſhe injured her own reputation, and deprived herſelf of the only opportunity of ſetting her innocence in a clear light; and that nothing would be more agreeable to them, or more acceptable to the Queen their Miſtreſs, than to be convinced, by undoubted evidence, that ſhe had been unjuſtly loaded with foul aſperſions.

No wonder pretexts ſo plauſible ſhould impoſe on the unwary Queen, or that ſhe, unaſſiſted, at that time, by any friend or counſellor, ſhould not be able to detect and elude all the artifices of Elizabeth's ableſt Miniſters. In a ſituation equally melancholy, and under circumſtances nearly ſimilar, her Grandſon, Charles I. refuſed, with the utmoſt firmneſs, to acknowledge the uſurped juriſdiction of the High Court of Juſtice; and poſterity has approved his conduct, as ſuitable to the dignity of a King. If Mary was leſs conſtant in her reſolution, it muſt be imputed ſolely to her anxious deſire of vindicating her own honour. Conſents however to do ſo.

Book VII. 1586. Oct. 14. AT her appearance before the Judges, who were ſeated in the great hall of the caſtle, where they received her with much ceremony, ſhe took care to proteſt, that by condeſcending to hear and to give an anſwer to the accuſations, which ſhould be offered againſt her, ſhe neither acknowledged the juriſdiction of the court, nor admitted of the validity and juſtice of thoſe acts, by which they pretended to try her.

THE Chancellor, by a counter-proteſtation, endeavoured to vindicate the authority of the court.

The accuſation againſt her. THEN the Queen's Attorney and Sollicitor opened the charge againſt her, with all the circumſtances of the late conſpiracy. Copies of her letters to Mendoza, Babington, Engleſield and Paget were produced. Babington's confeſſion, thoſe of Ballard, Savage, and the other conſpirators, together with the declarations of Nauè and Curle her ſecretaries, were read, and the whole ranged in the moſt ſpecious order, which the art of the lawyers could deviſe, and heightened by every colour, their eloquence could add.

MARY liſtened to their harangues attentively, and without emotion. But at the mention of the Earl of Arundel's name, who was then confined in the Tower, on ſuſpicion of being acceſſory to the conſpiracy, ſhe broke out into this tender and generous exclamation: "Alas! how much has the noble houſe of Howard ſuffered for "my ſake!"

Her defence. WHEN the Queen's council had finiſhed, Mary ſtood up, and with great magnanimity, and equal preſence of mind, began her defence. She bewailed the unhappineſs of her own ſituation, that, after a captivity of nineteen years, during which ſhe had ſuffered

treatment no leſs cruel than unmerited, ſhe was at laſt loaded with an accuſation, which tended not only to rob her of her right of ſucceſſion, and to deprive her of life itſelf, but to tranſmit her name with infamy to future ages: That, without regarding the ſacred rights of ſovereignty, ſhe was now ſubjected to laws framed againſt private perſons; though an anointed Queen, commanded to appear before the tribunal of ſubjects; and, like a common criminal, her honour expoſed to the petulant tongues of lawyers, capable of wreſting her words, and of miſrepreſenting her actions: That, even in this diſhonourable ſituation, ſhe was denied the privileges uſually granted to criminals, and obliged to undertake her own defence, without the preſence of any friend with whom to adviſe, without the aid of council, and without the uſe of her own papers. Book VII. 1586.

She then proceeded to the particular articles in the accuſation. She abſolutely denied any correſpondence with Babington: The name of Ballard was not ſo much as known to her: Copies only of her pretended letters to them were produced: Though nothing leſs than her hand-writing or ſubſcription was ſufficient to convict her of ſuch an odious crime: No proof could be brought that the letters were delivered into her hands, or that any anſwer was returned by her direction: The confeſſions of wretches condemned and executed for ſuch a deteſtable action, were of little weight; fear or hope might extort from them many things inconſiſtent with truth, nor ought the honour of a Queen to be ſtained by ſuch vile teſtimony. The declaration of her ſecretaries was not more concluſive: promiſes and threats might eaſily overcome the reſolution of two ſtrangers; in order to ſcreen themſelves, they might throw the blame on her; but they could diſcover nothing to her prejudice, without violating, in the firſt place, their oath of fidelity; and their perjury,

Book VII. 1586. perjury, in one inſtance, rendered them unworthy of credit in another: The letters to the Spaniſh ambaſſador were either nothing more than copies, or contained only what was perfectly innocent: "I have often," continued ſhe, "made ſuch efforts for the recovery of my liberty, as are natural to a human creature. And convinced, by the ſad experience of ſo many years, that it was vain to expect it from the juſtice or generoſity of the Queen of England, I have frequently ſollicited foreign Princes, and called on all my friends to employ their whole intereſt for my relief. I have, likewiſe, endeavoured to procure for the Engliſh Catholics ſome mitigation of the rigour with which they are now treated; and if I could hope, by my death, to deliver them from oppreſſion, I am willing to die for their ſake. I wiſh, however, to imitate the example of Eſther, not of Judith, and would rather make interceſſion for my people, than ſhed the blood of the meaneſt creature, in order to ſave them. I have often checked the intemperate zeal of my adherents, when either the ſeverity of their own perſecutions, or indignation at the unheard-of injuries which I have endured, were apt to precipitate them into violent councils. I have even warned the Queen of dangers to which theſe harſh proceedings expoſed herſelf. And worn out, as I now am, with cares and ſufferings, the proſpect of a Crown is not ſo inviting, that I ſhould ruin my ſoul in order to obtain it. I am no ſtranger to the feelings of humanity, nor unacquainted with the duties of religion, and abhor the deteſtable crime of aſſaſſination, as equally repugnant to both. And, if ever I have given conſent by my words, or even by my thoughts, to any attempt againſt the life of the Queen of England, far from declining the judgment of men, I ſhall not even pray for the mercy of God *."

* Camd. 520, &c.

Two

Two different days did Mary appear before the judges, and in every part of her behaviour maintained the magnanimity of a Queen, tempered with the gentleneſs and modeſty of a woman. Book VII. 1586.

THE commiſſioners, by Elizabeth's expreſs command, adjourned, without pronouncing any ſentence, to the Star-Chamber in Weſtminſter. When aſſembled in that place, Nauè and Curle were brought into court, and confirmed their former declaration upon oath. And after reviewing their whole proceedings, the commiſſioners unanimouſly declared Mary "To be acceſſory to Babington's "conſpiracy, and to have imagined diverſe matters, tending to the "hurt, death, and deſtruction of Elizabeth, contrary to the ex-"preſs words of the ſtatute, made for the ſecurity of the Queen's "life *." Sentence againſt her. Oct. 25.

IT is no eaſy matter to determine whether the injuſtice in appointing this trial, or the irregularity in conducting it, were greateſt and moſt flagrant. By what right did Elizabeth claim authority over an independent Queen? Was Mary bound to comply with the laws of a foreign kingdom? How could the ſubjects of another Prince become her judges? Or if ſuch an inſult on royalty were allowed, ought not the common forms of juſtice to have been obſerved? If the teſtimony of Babington and his aſſociates was ſo explicit, why did not Elizabeth ſpare them for a few weeks, and by confronting them with Mary, overwhelm her with the full conviction of her crimes? Nauè and Curle were both alive, wherefore did not they appear at Fotheringay, and for what reaſon were they produced in the Star-Chamber, where Mary was not preſent to hear what they depoſed? Was this ſuſpicious evidence enough to con- Irregularities in the trial.

* Camd. 525.

demn

Book VII. 1586. demn a Queen? Ought the meaneſt criminal to have been found guilty, upon ſuch feeble and inconcluſive proofs?

It was not, however, on the evidence produced at her trial, that the ſentence againſt Mary was founded. That ſerved as a pretence to juſtify, but was not the cauſe of the violent ſteps taken by Elizabeth and her Miniſters towards her deſtruction; and was employed to give ſome appearance of juſtice, to what was the offspring of jealouſy and fear. And the nation, blinded with reſentment againſt Mary, and ſolicitous to ſecure the life of its own Sovereign from every danger, obſerved no irregularities in the proceedings, and attended to no defects in the proof, but graſped at ſuſpicions and probabilities, as if they had been irrefragable demonſtrations.

The parliament confirm the ſentence,

The parliament met a few days after ſentence was pronounced againſt Mary. In that illuſtrious aſſembly more temper and diſcernment, than are to be found among the people, might have been expected. Both Lords and Commons, however, were equally under the dominion of popular prejudices and paſſions, and the ſame exceſſes of zeal or of fear, which prevailed in the nation, are apparent in all their proceedings. They entered with impatience upon an enquiry into the conſpiracy, and the dangers which threatned the Queen's life, and the peace of the kingdom. All the papers, which had been produced at Fotheringay, were laid before them. And after many violent invectives againſt the Queen of Scots, both houſes, unanimouſly, ratified the proceedings of the commiſſioners by whom ſhe had been tried, and declared the ſentence againſt her to be juſt and well-founded. Not ſatisfied with this, they preſented a joint addreſs to the Queen, beſeeching her, as ſhe regarded her own ſafety, the preſervation of the Proteſtant religion,

and demand the execution of it.

religion, the welfare and wiſhes of her people, to publiſh the ſen- Book VII.
tence; and without farther delay to inflict on a rival, no leſs irre- 1586.
claimable than dangerous, the puniſhment which ſhe had merited by ſo many crimes. This requeſt, dictated by fears unworthy of that great Aſſembly, was enforced by reaſons ſtill more unworthy. They were drawn not from juſtice, but from conveniency. The moſt rigorous confinement, it was pretended, could not curb Mary's intriguing ſpirit; her addreſs was found, by long experience, to be an overmatch for the vigilance and jealouſy of all her keepers: The ſevereſt penal laws could not reſtrain her adherents, who, while they believed her perſon to be ſacred, would deſpiſe any danger to which themſelves alone were expoſed: Several foreign Princes were ready to ſecond their attempts, and waited only a proper opportunity for invading the kingdom, and aſſerting the Scottiſh Queen's title to the Crown. Her life, for theſe reaſons, was incompatible with Elizabeth's ſafety; and if ſhe were ſpared out of a falſe clemency, the Queen's perſon, the religion and liberties of the kingdom, could not be one moment ſecure. Neceſſity required that ſhe ſhould be ſacrificed in order to preſerve theſe; and to prove this ſacrifice to be no leſs juſt than neceſſary, ſeveral examples in hiſtory were produced, and many texts of ſcripture quoted, but both the one and the other were miſapplied, and diſtorted from their true meaning.

Elizabeth's diſſimulation.

NOTHING, however, could be more acceptable to Elizabeth than an addreſs in this ſtrain. It extricated her out of a ſituation, extremely embarraſſing; and without depriving her of the power of ſparing, it enabled her to puniſh her rival with leſs appearance of blame. If ſhe choſe the former, the whole honour would redound to her own clemency. If ſhe determined on the latter, whatever

Book VII. 1586. was rigorous might now ſeem to be extorted by the ſolicitations of her people, rather than to flow from her own inclination. Her anſwer, however, was in a ſtile, which ſhe often uſed, ambiguous and evaſive under the appearance of openneſs and candor; full of ſuch profeſſions of regard for her people, as ſerved to heighten their loyalty; of ſuch complaints of Mary's ingratitude, as were calculated to excite their indignation; and of ſuch inſinuations that her own life was in danger, as could not fail to keep alive their fears. In the end, ſhe beſought them to ſave her the infamy and the pain of delivering up a Queen, her neareſt kinſwoman, to puniſhment; and to conſider whether it might not ſtill be poſſible to provide for the public ſecurity, without forcing her to imbrue her hands in royal blood.

THE true meaning of this reply was eaſily underſtood. The Lords and Commons renewed their former requeſt, with additional importunity, which was far from being either unexpected, or offenſive. Elizabeth did not return any anſwer more explicit; and having obtained ſuch a public ſanction of her proceedings, there was no longer any reaſon for protracting this ſcene of diſſimulation; there was even ſome danger that her feigned difficulties might at laſt be treated as real ones; ſhe therefore adjourned the parliament, and reſerved in her own hands the ſole diſpoſal of her rival's fate *.

France interpoſes feebly in behalf of Mary.

ALL the Princes in Europe obſerved the proceedings againſt Mary, with aſtoniſhment and horror; and even Henry III. notwithſtanding his known averſion to the houſe of Guiſe, was obliged to interpoſe in her behalf, and to appear in defence of the common

* Camd. 526. D'Ewes 375.

rights

rights of royalty. Aubeſpine his reſident ambaſſador, and Bellievere who was ſent with an extraordinary commiſſion to the ſame purpoſe, interceded for Mary with great appearance of warmth. They employed all the arguments which the cauſe naturally ſuggeſted; they pleaded from juſtice, generoſity, and humanity; they intermingled reproaches and threats. But to all theſe Elizabeth continued deaf and inexorable, and having received ſome intimation of Henry's real unconcern about the fate of the Scottiſh Queen, and knowing his antipathy to all the race of Guiſe, ſhe truſted, that theſe loud remonſtrances would be followed by no violent reſentment *. Book VII. 1586. Nov. 21.

SHE paid no greater regard to the ſollicitations of the Scottiſh King, which, as they were urged with more ſincerity, merited more attention. Though her commiſſioners had been extremely careful to ſooth James, by publiſhing a declaration that their ſentence againſt Mary did, in no degree, derogate from his honour, or invalidate any title which he formerly poſſeſſed; he beheld the indignities to which his Mother had been expoſed with filial concern, and with the ſentiments which became a King. The pride of the Scottiſh nation was rouzed, by the inſult offered to the blood of their Monarchs, and called upon him to employ the moſt vigorous efforts, in order to prevent or to revenge the Queen's death. James endeavours to ſave his mother's life.

AT firſt, he could ſcarce believe that Elizabeth would venture upon an action ſo unprecedented, which tended ſo viſibly to

* Camd. 531.

Book VII. 1586. render the perſons of Princes leſs ſacred in the eyes of the people, and which degraded the regal dignity, of which, at other times, ſhe was ſo remarkably jealous. But as ſoon as the extraordinary ſteps which ſhe took diſcovered her intention, he deſpatched Sir William Keith to London; who, together with Douglas his ambaſſador in ordinary, remonſtrated, in the ſtrongeſt terms, againſt the injury done to an independent Queen, in ſubjecting her to be tried like a private perſon, and by laws to which ſhe owed no obedience; and beſought Elizabeth not to add to this injury, by ſuffering a ſentence unjuſt in itſelf, as well as diſhonourable to the King of Scots, to be put in execution *.

ELIZABETH returning no anſwer to theſe remonſtrances of his ambaſſador, James wrote to her with his own hand, complaining in the bittereſt terms of her conduct, not without threats that both his duty and his honour would oblige him to renounce her friendſhip, and to act as became a ſon when called to revenge his mother's wrongs †. At the ſame time he aſſembled the nobles, who promiſed to ſtand by him in ſo good a cauſe. He appointed ambaſſadors to France, Spain, and Denmark, in order to implore the aid of theſe courts; and took other ſteps towards executing his threats with vigour. The high ſtrain of his letter enraged Elizabeth to ſuch a degree, that ſhe was ready to diſmiſs his ambaſſadors without any reply. But his preparations alarmed and embarraſſed her Miniſters, and at

* See Append. N°. XIII. † Birch. Mem. 1. 52.

their

their intreaty ſhe returned a ſoft and evaſive anſwer, promiſing to liſten to any overture from the King, that tended to his mother's ſafety; and to ſuſpend the execution of the ſentence, till the arrival of new ambaſſadors from Scotland *. Book VII. 1586.

MEANWHILE, ſhe commanded the ſentence againſt Mary to be publiſhed, and forgot not to inform the people, that this was extorted from her by the repeated intreaties of both houſes of parliament. At the ſame time, ſhe deſpatched Lord Buckhurſt and Beale to acquaint Mary with the ſentence, and how importunately the nation demanded the execution of it, and, though ſhe had not hitherto yeilded to theſe ſollicitations, ſhe adviſed her to prepare for an event, which might become neceſſary for ſecuring the Proteſtant religion, as well as quieting the minds of the people. Mary received the meſſage not only without ſymptoms of fear, but with expreſſions of triumph. "No wonder, ſaid ſhe, the Engliſh ſhould "now thirſt for the blood of a foreign Prince, they have often "offered violence to their own Monarchs. But after ſo many ſuf-"ferings, death comes to me as a welcome deliverer. I am proud "to think that my life is eſteemed of importance to the Catholic "religion, and as a martyr for it I am now willing to die †." Decemb. 6. The ſentence againſt Mary publiſhed.

AFTER the publication of the ſentence, Mary was ſtripped of every remaining mark of royalty. The canopy of ſtate in her apartment was pulled down; Paulet entered her chamber, and approached her perſon without ceremony; and even appeared covered in her preſence. Shocked with theſe indignities, and offended at this groſs familiarity, to which ſhe had never been accuſtomed, Mary once more complained to Elizabeth; and at the ſame time, She is treated with the utmoſt rigour.

* Spotſw. 251. Cald. 4. 5. † Camd. 528. Jebb, 291.

as

Book VII. as her laſt requeſt, intreated that ſhe would permit her ſervants to carry her dead body into France, to be laid among her anceſtors, in hallowed ground; that ſome of her domeſtics might be preſent at her death, to bear witneſs of her innocence, and firm adherence to the Catholic faith; that all her ſervants might be ſuffered to leave the kingdom, and to enjoy thoſe ſmall legacies, which ſhe ſhould beſtow on them, as teſtimonies of her affection; and that, in the mean time, her almoner, or ſome other Catholic Prieſt, might be allowed to attend her, and to aſſiſt her in preparing for an eternal world. She beſought her in the name of Jeſus, by the ſoul and memory of Henry VII. their common progenitor, by their near conſanguinity, and the royal dignity with which they were both inveſted, to gratify her in theſe particulars, and to indulge her ſo far as to ſignify her compliance by a letter under her own hand. Whether Mary's letter was ever delivered to Elizabeth is uncertain. No anſwer was returned, and no regard paid to her requeſts. She was offered a Proteſtant Biſhop or Dean to attend her. Them ſhe rejected; and without any Clergyman to direct her devotions, ſhe prepared, in great tranquillity, for the approach of death, which ſhe now believed to be at no great diſtance *.

1586. Decemb. 19.

1587. James renews his ſollicitations in her behalf. January 1.

JAMES, without loſing a moment, ſent new ambaſſadors to London. Theſe were the maſter of Gray, and Sir Robert Melvil. In order to remove Elizabeth's fears, they offered that their Maſter would become bound that no conſpiracy ſhould be undertaken againſt her perſon, or the peace of the kingdom, with Mary's conſent; and for the faithful performance of this, would deliver ſome of the moſt conſiderable of the Scottiſh nobles, as hoſtages. If this

* Camd. 528. Jebb, 2. 295.

were

were not thought ſufficient, they propoſed that Mary ſhould reſign all her rights and pretenſions to her ſon, from whom nothing injurious to the Proteſtant religion, or inconſiſtent with Elizabeth's ſafety, could be feared. The former propoſal, Elizabeth rejected as inſecure; the latter, as dangerous. The ambaſſadors were then inſtructed to talk in an higher tone; and Melvil executed the commiſſion with fidelity and with zeal. But Gray, with his uſual perfidy, deceived his Maſter who truſted him with a negociation of ſo much importance, and betrayed the Queen whom he was employed to ſave. He encouraged and urged Elizabeth, to execute the ſentence againſt her rival. He often repeated the old proverbial ſentence, "The dead cannot bite." And whatever ſhould happen, he undertook to pacify the King's rage, or at leaſt to prevent any violent effects of his reſentment *. Book VII. 1587.

ELIZABETH, meanwhile, diſcovered all the ſymptoms of the moſt violent agitation and diſquietude of mind. She ſhunned ſociety, ſhe was often found in a melancholy and muſing poſture, and repeating, with much emphaſis, theſe ſentences which ſhe borrowed from ſome of the devices then in vogue; *Aut fer aut feri*; *ne feriare, feri*. Much, no doubt, of this apparent uneaſineſs muſt be imputed to diſſimulation; it was impoſſible, however, that a Princeſs, naturally ſo cautious as Elizabeth, ſhould venture on an action, which might expoſe her memory to infamy, and her life and kingdom to danger, without reflecting deeply, and heſitating long. The people waited her determination in ſuſpence and anxiety; and leſt their fear or their zeal ſhould ſubſide, rumours of danger were artfully invented, and propagated with the utmoſt induſtry; Aubeſpine, the French ambaſſador, was accuſed of having Elizabeth's anxiety and diſſimulation.

* Spotſw. 352. Murdin, 568. See Append. N°. XIV.

ſuborned

Book VII. 1587. ſuborned an aſſaſſin to murder the Queen. The Spaniſh fleet was ſaid by ſome to be already arrived at Milford-haven. Others affirmed that the Duke of Guiſe had landed with a ſtrong army, in Suſſex. Now, it was reported that the Northern Counties were up in arms; next day, that the Scots had entered England with all their forces; and a conſpiracy, it was whiſpered, was on foot for ſeizing the Queen, and burning the city. The panic grew every day more violent; and the people, aſtoniſhed and enraged, called for the execution of the ſentence againſt Mary, as the only thing which could reſtore tranquility to the kingdom *.

Warrant for Mary's execution ſigned. February 1.

WHILE theſe ſentiments prevailed among her ſubjects, Elizabeth thought ſhe might ſafely venture to ſtrike the blow, which ſhe had ſo long meditated. She commanded Daviſon, one of the ſecretaries of ſtate, to bring to her the fatal warrant; and her behaviour, on that occaſion, plainly ſhewed that it is not to humanity, that we muſt aſcribe her forbearance hitherto. At the very moment ſhe was ſubſcribing the writ which gave up a woman, a Queen, and her own neareſt relation, into the hands of the executioner, ſhe was capable of jeſting. "Go, ſays ſhe, to Daviſon, and tell Walſingham what I have now done, though I am afraid he will die for grief when he hears it." Her chief anxiety was how to ſecure the advantages which would ariſe from Mary's death, without appearing to have given her conſent to a deed ſo infamous. She often hinted to Paulet and Drury, as well as to ſome other courtiers, that now was the time to diſcover the ſincerity of their concern for her ſafety, and that ſhe expected their zeal would extricate her out of her preſent perplexity. But they were wiſe enough to ſeem not to underſtand her meaning. Even after the warrant was ſigned, ſhe

* Camd. 533, 534.

commanded a letter to be written to Paulet, in leſs ambiguous terms; complaining of his remiſſneſs in ſparing ſo long the life of her capital enemy, and begging him to remember at laſt what was incumbent on him as an affectionate ſubject, and to deliver his Sovereign from continual fear and danger, by ſhortening the days of his priſoner. Paulet, though rigorous and harſh, and often brutal in the diſcharge of what he thought his duty, as Mary's keeper, was nevertheleſs a man of honour and integrity. He rejected the propoſal with diſdain; and lamenting that he ſhould ever have been deemed capable of acting the part of an aſſaſſin, he declared that the Queen might diſpoſe of his life at her pleaſure, but he would never ſtain his own honour, nor leave an everlaſting mark of infamy on his poſterity, by lending his hand to perpetrate ſo foul a crime. On the receipt of this anſwer, Elizabeth became extremely peeviſh; and calling him a *dainty* and *preciſe fellow*, who would promiſe much, but perform nothing, ſhe propoſed to employ one Wingfield, who had both courage and inclination to ſtrike the blow†. But Daviſon remonſtrating againſt this method, as no leſs dangerous than diſhonourable, ſhe again declared her intention that the ſentence pronounced by the commiſſioners ſhould be executed according to law; and as ſhe had already ſigned the warrant, ſhe begged that no farther application might be made to her on that head. By this the privy counſellors thought themſelves ſufficiently authorized to proceed; and prompted, as they pretended, by zeal for the Queen's ſafety, or inſtigated, as is more probable, by the apprehenſion of the danger to which they would themſelves be expoſed, if the life of the Queen of Scots were ſpared, they aſſembled in the Council Chamber, and by a letter under all their hands, empowered the Earls of Shrewſbury and Kent, together with the High Sheriff of the County, to ſee the ſentence put in execution *.

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† Biogr. Britan. Article *Daviſon*.

* Camd. 534. Strype, 3. 361, 364.

Book VII.

1587.

Mary's behaviour at her death.

On Tueſday the 7th of February, the two Earls arrived at Fotheringay, and demanding acceſs to the Queen, read in her preſence the warrant for execution, and required her to prepare to die next morning. Mary heard them to the end without emotion, and croſſing herſelf in the name of the Father, and of the Son, and of the Holy Ghoſt. "That ſoul, ſaid ſhe, is not worthy of the joys of Heaven, which repines becauſe the body muſt endure the ſtroke of the executioner; and though I did not expect that the Queen of England would ſet the firſt example of violating the ſacred perſon of a Sovereign Prince, I willingly ſubmit to that which providence has decreed to be my lot." And laying her hand on a Bible, which happened to be near her, ſhe ſolemnly proteſted that ſhe was innocent of that conſpiracy which Babington had carried on againſt Elizabeth's life *. She then mentioned the requeſts contained in her letter to Elizabeth, but obtained no ſatisfactory anſwer. She entreated, with particular earneſtneſs, that now in her laſt moments, her Almoner might be ſuffered to attend her, and that ſhe might enjoy the conſolation of thoſe pious inſtitutions preſcribed by her religion. Even this favour, which is uſually granted to the vileſt ciminals, was abſolutely denied.

Her attendants, during this converſation, were bathed in tears, and though overawed by the preſence of the two Earls, with difficulty ſuppreſſed their anguiſh; but no ſooner did Kent and Shrewſbury withdraw, than they ran to their Miſtreſs, and burſt out into the moſt paſſionate expreſſions of tenderneſs and ſorrow. Mary, however, not only retained perfect compoſure of mind, but endeavoured to moderate their exceſſive grief. And falling on her knees, with all her domeſtics around her, ſhe thanked Heaven that

* Jebb. 2. 301.

her

her ſufferings were now ſo near an end, and prayed that ſhe might be enabled to endure what ſtill remained with decency, and with fortitude. The greater part of the evening ſhe employed in ſettling her worldly affairs. She wrote her Teſtament with her own hand. Her money, her jewels, and her cloaths, ſhe diſtributed among her ſervants, according to their rank or merit. She wrote a ſhort letter to the King of France, and another to the Duke of Guiſe, full of tender but magnanimous ſentiments, and recommended her ſoul to their prayers, and her afflicted ſervants to their protection. At ſupper, ſhe eat temperately, as uſual, and converſed not only with eaſe, but with chearfulneſs; ſhe drank to every one of her ſervants, and aſked their forgiveneſs, if ever ſhe had failed in any part of her duty towards them. At her wonted time ſhe went to bed, and ſlept calmly a few hours. Early in the morning ſhe retired into her cloſet, and employed a conſiderable time in devotion. At eight o'clock, the High Sheriff and his officers entered her chamber, and found her ſtill kneeling at the altar. She immediately ſtarted up, and with a majeſtic mien, and a countenance undiſmayed, and even chearful, advanced towards the place of execution, leaning on two of Paulet's attendants. She was dreſſed in a mourning habit, but with an elegance and ſplendor, which ſhe had long laid aſide, except on a few feſtival days. An *Agnus Dei* hung by a pomander chain at her neck; her beads at her girdle; and in her hand ſhe carried a crucifix of ivory. At the foot of the ſtair, the two Earls, attended by ſeveral gentlemen from the neighbouring Counties, received her; and there Sir Andrew Melvil, the maſter of her houſhold, who had been ſecluded, for ſome weeks, from her preſence, was permitted to take his laſt farewel. At the ſight of a Miſtreſs whom he tenderly loved, in ſuch a ſituation, he melted into tears; and as he was bewailing her condition, and complaining of his own hard fate in being appointed to carry the account

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Book VII. 1587. of ſuch a mournful event into Scotland, Mary replied, "Weep not, good Melvil, there is at preſent greater cauſe for rejoicing. Thou ſhalt this day, ſee Mary Stewart delivered from all her cares, and ſuch an end put to her tedious ſufferings as ſhe has long expected. Bear witneſs that I die conſtant in my religion; firm in my fidelity towards Scotland; and unchanged in my affection to France. Commend me to my ſon. Tell him I have done nothing injurious to his kingdom, to his honour, or to his rights; and God forgive all thoſe who have thirſted, without cauſe, for my blood."

With much difficulty, and after many intreaties, ſhe prevailed on the two Earls to allow Melvil, together with three of her men ſervants, and two of her maids, to attend her to the ſcaffold. It was erected in the ſame hall where ſhe had been tried, raiſed a little above the floor, and covered, as well as a chair, the cuſhion, and block, with black cloth. Mary mounted the ſteps with alacrity, beheld all this apparatus of death with an unaltered countenance, and ſigning herſelf with the croſs, ſhe ſat down in the chair. Beale read the warrant for execution with a loud voice, to which ſhe liſtened with a careleſs air, and like one occupied in other thoughts. Then the Dean of Peterborough began a devout diſcourſe, ſuitable to her preſent condition, and offered up prayers to Heaven in her behalf; but ſhe declared that ſhe could not in conſcience hearken to the one, nor join with the other; and falling on her knees repeated a Latin prayer. When the Dean had finiſhed his devotions, ſhe with an audible voice, and in the Engliſh tongue, recommended unto God the afflicted ſtate of the Church, and prayed for proſperity to her ſon, and for a long life, and peaceable reign to Elizabeth. She declared that ſhe hoped for mercy only through the death of Chriſt, at the foot of whoſe image ſhe now willingly ſhed her blood; and lifting up, and kiſſing the Crucifix, ſhe thus addreſſed

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it, "As thy arms, O Jeſus, were extended on the Croſs; ſo with the outſtretched arms of thy mercy, receive me, and forgive my ſins." Book VII. 1587.

SHE then prepared for the block, by taking off her veil, and upper garments; and one of the executioners rudely endeavouring to aſſiſt, ſhe gently checked him, and ſaid, with a ſmile, that ſhe had not been accuſtomed to undreſs before ſo many ſpectators, nor to be ſerved by ſuch valets. With calm but undaunted fortitude, ſhe laid her neck on the block; and while one executioner held her hands, the other at the ſecond ſtroke, cut off her head, which falling out of its attire, diſcovered her hair already grown quite gray, with cares and ſorrows. The executioner held it up ſtill ſtreaming with blood, and the Dean crying out, "So periſh all Queen Elizabeth's enemies," the Earl of Kent alone anſwered Amen. The reſt of the ſpectators continued ſilent, and drowned in tears; being incapable at that moment, of any other ſentiments, but thoſe of pity, or admiration *.

Sentiments of hiſtorians concerning her.

SUCH was the tragical death of Mary Queen of Scots, after a life of forty four years and two months, almoſt nineteen years of which ſhe paſſed in captivity. The political parties which were formed in the kingdom, during her reign, have ſubſiſted, under various denominations, ever ſince that time. The rancour, with which they were at firſt animated, hath deſcended to ſucceeding ages, and their prejudices, as well as their rage, have been perpetuated, and even augmented. Among Hiſtorians, who were under the dominion of all theſe paſſions, and who have either aſcribed to her every virtuous and amiable quality, or have imputed to her all the

* Camd. 534. Spotſ. 355. Jebb. 2. 300. Strype, 3. 383.

vices,

Book VII. 1587. vices, of which the human heart is ſuſceptible, we ſearch in vain for Mary's real character. She neither merited the exaggerated praiſes of the one, nor the undiſtinguiſhing cenſure of the other.

Her character.

To all the charms of beauty, and the utmoſt elegance of external form, ſhe added thoſe accompliſhments, which render their impreſſion irreſiſtible. Polite, affable, inſinuating, ſprightly, and capable of ſpeaking and of writing with equal eaſe and dignity. Sudden, however, and violent in all her attachments; becauſe her heart was warm and unſuſpicious. Impatient of contradiction; becauſe ſhe had been accuſtomed from her infancy to be treated as a Queen. No ſtranger, on ſome occaſions, to diſſimulation; which, in that perfidious court where ſhe received her education, was reckoned among the neceſſary arts of government. Not inſenſible of flattery, or unconſcious of that pleaſure, with which almoſt every woman beholds the influence of her own beauty. Formed with the qualities which we love, not with the talents that we admire; ſhe was an agreeable woman, rather than an illuſtrious Queen. The vivacity of her ſpirit, not ſufficiently tempered with ſound judgment, and the warmth of her heart, which was not, at all times, under the reſtraint of diſcretion, betrayed her both into errors, and into crimes. To ſay that ſhe was always unfortunate, will not account for that long and almoſt uninterrupted ſucceſſion of calamities which befel her; we muſt likewiſe add that ſhe was often imprudent. Her paſſion for Darnly was raſh, youthful, and exceſſive. And though the ſudden tranſition to the oppoſite extreme was the natural effect of her ill-requited love, and of his ingratitude, inſolence, and brutality; yet neither theſe, nor Bothwell's artful addreſs, and important ſervices, can juſtify her attachment to that nobleman. Even the manners of the age, licentious as they were, are no apology for this unhappy paſſion; nor can they induce

us to look on that tragical and infamous ſcene which followed upon it, with leſs abhorrence. Humanity will draw a veil over this part of her character which it cannot approve, and may, perhaps, prompt ſome to impute her actions to her ſituation, more than to her diſpoſitions; and to lament the unhappineſs of the former, rather than accuſe the perverſeneſs of the latter. Mary's ſufferings exceed, both in degree and in duration, thoſe tragical diſtreſſes, which fancy has feigned to excite ſorrow and commiſeration; and while we ſurvey them, we are apt altogether to forget her frailties, we think of her faults with leſs indignation, and approve of our tears, as if they were ſhed for a perſon who had attained much nearer to pure virtue. Book VII. 1587.

With regard to the Queen's perſon, a circumſtance not to be omitted in writing the hiſtory of a female reign, all cotemporary authors agree in aſcribing to Mary, the utmoſt beauty of countenance, and elegance of ſhape, of which the human form is capable. Her hair was black, though, according to the faſhion of that age, ſhe frequently wore borrowed locks, and of different colours. Her eyes were a dark gray; her complexion was exquiſitely fine; and her hands and arms remarkably delicate, both as to ſhape and colour. Her ſtature was of an height that roſe to the majeſtic. She danced, ſhe walked, and rode with equal grace. Her taſte for muſic was juſt, and ſhe both ſung and played upon the lute, with uncommon ſkill. Towards the end of her life, ſhe began to grow fat; and her long confinement and the coldneſs of the houſes in which ſhe had been impriſoned, brought on a rheumatiſm, which deprived her of the uſe of her limbs. No man, ſays Brantome, ever beheld her perſon without admiration and love, or will read her hiſtory without ſorrow.

Book VII. 1587. None of her women were ſuffered to come near her dead body, which was carried into a room adjoining the place of execution, where it lay, for ſome days, covered with a coarſe cloth torn from a billiard table. The block, the ſcaffold, the aprons of the executioners, and every thing ſtained with her blood, were reduced to aſhes. Not long after, Elizabeth appointed her body to be buried in the Cathedral of Peterborough, with royal magnificence. But this vulgar artifice was employed in vain; the pageantry of a pompous funeral did not efface the memory of thoſe injuries, which laid Mary in her grave. James, ſoon after his acceſſion to the Engliſh throne, ordered her body to be removed to Weſtminſter-abbey, and to be depoſited among the Monarchs of England.

Elizabeth affects to lament Mary's death.

Elizabeth affected to receive the accounts of Mary's death, with the moſt violent emotions of ſurprize, and of concern. Sighs, tears, lamentation and mourning, were all employed to diſplay the reality and greatneſs of her ſorrow. Evident marks of diſſimulation and artifice may be traced through every period of Elizabeth's proceedings, againſt the life of the Scotiſh Queen. The commiſſion for bringing Mary to a public trial was ſeemingly extorted from her, by the intreaties of her privy counſellors. She delayed publiſhing the ſentence againſt her, till ſhe was twice ſollicited by both houſes of Parliament. Nor did ſhe ſign the warrant for execution, without the utmoſt apparent reluctance. One ſcene more of the boldeſt and moſt ſolemn deceit remained to be exhibited. She undertook to make the world believe that Mary had been put to death without her knowledge, and againſt her will. And Daviſon, who neither ſuſpected her intention, nor his own danger, was her inſtrument in carrying on this artifice, and fell a victim to it.

It was his duty as ſecretary of ſtate to lay before her the warrant for execution, in order to be ſigned; and by her command, he carried it to the Great Seal. She pretended, however, that ſhe had charged him not to communicate what ſhe had done to any perſon, nor to ſuffer the warrant to go out of his hands, without her expreſs permiſſion; that, in contempt of this order, he had not only revealed the matter to ſeveral of her Miniſters, but had, in concert with them, aſſembled her Privy Counſellors, by whom, without her conſent or knowledge, the warrant was iſſued, and the Earls of Shrewſbury and Kent impowered to put it in execution. Though Daviſon denied all this, and with circumſtances which bear the ſtrongeſt marks of truth and credibility; though it can ſcarce be conceived that her privy council, compoſed of the perſons in whom ſhe moſt confided, of her Miniſters and favourites, would aſſemble within the walls of her palace, and venture to tranſact a matter of ſo much importance, without her privity, and contrary to her inclination; yet ſo far did ſhe carry her diſſimulation, that, with all the ſigns of diſpleaſure and of rage, ſhe baniſhed moſt of her Counſellors out of her preſence; and treated Burleigh, in particular, ſo harſhly, and with ſuch marks of diſguſt, that he gave up himſelf for loſt, and in the deepeſt affliction wrote to the Queen begging leave to reſign all his places, that he might retire to his own eſtate. Daviſon ſhe inſtantly deprived of his office, and committed him a cloſe priſoner to the Tower. He was ſoon after brought to a March. ſolemn trial in the Star Chamber; condemned to pay a fine of 10,000 pounds, and to be impriſoned during the Queen's pleaſure. He languiſhed, ſeveral years, in confinement, and never recovered any degree of favour or of power. As her jealouſy and fear had bereaved the Queen of Scots of life, in order to palliate this part of her conduct, Elizabeth made no ſcruple of ſacrificing the repu-

Book VII. 1587.

NONE of her women were ſuffered to come near her dead body, which was carried into a room adjoining the place of execution, where it lay, for ſome days, covered with a coarſe cloth torn from a billiard table. The block, the ſcaffold, the aprons of the executioners, and every thing ſtained with her blood, were reduced to aſhes. Not long after, Elizabeth appointed her body to be buried in the Cathedral of Peterborough, with royal magnificence. But this vulgar artifice was employed in vain; the pageantry of a pompous funeral did not efface the memory of thoſe injuries, which laid Mary in her grave. James, ſoon after his acceſſion to the Engliſh throne, ordered her body to be removed to Weſtminſter-abbey, and to be depoſited among the Monarchs of England.

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March.

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putation and happineſs of one of the moſt virtuous and able men in her kingdom *.

Elizabeth endeavours to ſooth James.

THIS ſolemn farce, for it deſerves no better name, furniſhed Elizabeth, however, with an apology to the King of Scots. As the proſpect of his mother's danger had excited the King's filial care and concern, the account of her death filled him with grief and reſentment. His ſubjects felt the diſhonour done to him, and to the nation. In order to ſooth both, Elizabeth inſtantly diſpatched Robert Carey, one of Lord Hunſdane's ſons, with a letter expreſſing her extreme affliction on account of that miſerable accident, which, as ſhe pretended, had happened far contrary to her appointment, or intention. James would not permit her meſſenger to enter Scotland; and with ſome difficulty, received a memorial he ſent from Berwick. It contained the tale concerning Daviſon, dreſſed up with all the circumſtances, which tended to exculpate Elizabeth, and to throw the whole blame on his raſhneſs or treachery. Such a defence gave little ſatisfaction, and was conſidered as mockery added to inſult; and many of the nobles, as well as the King, breathed nothing but revenge. Elizabeth was extremely ſollicitous to pacify them, and neither wanted inſtruments, nor reaſons to gain her end. Leiceſter wrote to the King, and Walſingham to ſecretary Maitland. They repreſented the certain deſtruction, to which James would expoſe himſelf, if with the forces of Scotland alone, he ſhould venture to attack a kingdom, ſo far ſuperior in power; that the hiſtory of paſt ages, as well as his Mother's ſad experience, might convince him that nothing could be more dangerous, or deceitful than dependance on foreign aid; that the

* Camd. 536. Strype 3. 370.

King

King of France would never wiſh to ſee the Britiſh kingdoms united under one Monarch, nor contribute to inveſt a Prince ſo nearly allied to the houſe of Guiſe, with ſuch formidable power; that Philip might be a more active ally, but would certainly prove a more dangerous one, and under pretence of aſſiſting him, would aſſert his own right to the Engliſh Crown, which he already began openly to claim; that the ſame ſtatute, on which the ſentence of death againſt his Mother had been founded, would juſtify the excluding him from the ſucceſſion to the Crown; that the Engliſh, naturally averſe from the dominion of ſtrangers, would not fail, if exaſperated by his hoſtilities, to apply it in that manner; that Elizabeth was diſpoſed to repair the wrongs which the mother had ſuffered, by her tenderneſs and affection towards the ſon; and that by engaging in a fruitleſs war, he would deprive himſelf of a noble inheritance, which, by cultivating her friendſhip, he muſt infallibly obtain. Theſe repreſentations, added to the conſciouſneſs of his own weakneſs, to the ſmallneſs of his revenues, to the mutinous ſpirit of ſome of the nobles, to the dubious fidelity of others, and to the influence of that faction, which was entirely at Elizabeth's devotion, convinced James that a war with England, however juſt, would in the preſent juncture be altogether impolitical. All theſe conſiderations induced him to ſtifle his reſentment; to appear ſatisfied with the puniſhment inflicted on Daviſon; and to preſerve all the ſemblances of friendſhip with the Engliſh court *. In this manner did the cloud which threatned ſuch a ſtorm paſs away. Mary's death, like that of a common criminal, remained unavenged by any Prince; and whatever infamy Elizabeth might incur, ſhe was expoſed to no new danger, on that account.

* Spotſw. Strype 3. 377.

Book VII. 1587. MARY's death, however, proved fatal to the Maſter of Gray, and loſt him the King's favour which he had for ſome time poſſeſſed. He was become as odious to the nation, as favourites, who acquire power without merit, and exerciſe it without diſcretion, uſually are. The treacherous part, which he had acted during his late embaſſy, was no ſecret, and filled James, who at length came to the knowledge of it, with aſtoniſhment. The courtiers obſerved the ſymptoms of diſguſt ariſing in the King's mind, his enemies ſeized the opportunity, and Sir William Steward, in revenge of the perfidy with which Gray had betrayed his brother Captain James, publickly accuſed him before a Convention of nobles, not only of having contributed, by his advice and ſuggeſtions, to take away the life of the Queen, but of holding correſpondence with Popiſh princes, in order to ſubvert the religion eſtabliſhed in the kingdom. Gray, unſupported by the King, deſerted by all, and conſcious of his own guilt, made a feeble defence. He was condemned to perpetual baniſhment, a puniſhment very unequal to his crimes. But the King was unwilling to abandon one, whom he had once favoured ſo highly, to the rigour of juſtice; and Lord Hamilton his near relation, and the other nobles who had lately returned from exile, in gratitude for the zeal with which he had ſerved them, interceded warmly in his behalf.

Diſgrace of the Maſter of Gray.

May 10.

HAVING thus accompliſhed the deſtruction of one of his enemies, Captain James thought the juncture favourable for proſecuting his revenge on them all. He ſingled out ſecretary Maitland, the moſt eminent both for abilities and enmity to him; and offered to prove that he was no leſs acceſſary than Gray to the Queen's death, and had even formed a deſign of delivering up the King himſelf into the hands of the Engliſh. But time and abſence had, in a great meaſure, extinguiſhed the King's affection for a minion, who ſo little

deſerved

deſerved it. All the courtiers combined againſt him as a common enemy. And inſtead of gaining his point, he had the mortification to ſee the office of Chancellor conferred upon Maitland, who, together with that dignity, enjoyed all the power and influence of a prime Miniſter. Book VII. 1587.

In the Aſſembly of the Church, which met this year, the ſame hatred to the order of Biſhops, and the ſame jealouſy and fear of their encroachments, appeared. But as the King was now of full age, and a parliament was ſummoned on that occaſion, the Clergy remained ſatisfied with appointing ſome of their number to repreſent their grievances to that court, from which great things were expected.

Previous to this meeting of parliament, James attempted a work worthy of a King. The deadly feuds which ſubſiſted between many of the great families, and which were tranſmitted from one generation to another, weakened the ſtrength of the kingdom; contributed, more than any other circumſtance, to preſerve a fierce and barbarous ſpirit among the nobles; and proved the occaſion of many diſaſters to themſelves, and to their country. After many preparatory negotiations, he invited the contending parties to a royal entertainment in the palace of Holy-rood-houſe; and partly by his authority, partly by his intreaties, obtained their promiſe to bury their diſſentions in perpetual oblivion. From thence he conducted them, in ſolemn proceſſion, through the ſtreets of Edinburgh, marching by pairs, each hand in hand with his enemy. A collation of wine and ſweet-meats was prepared at the public Croſs, and there they drank to each other, with all the ſigns of reciprocal forgiveneſs, and of future friendſhip. The people, who were preſent at a ſpectacle ſo unuſual, conceived the moſt ſanguine hopes of ſeeing concord and tranquillity eſtabliſhed in every

The King attempts to unite the nobles.

Book VII. 1587. every part of the kingdom, and teſtified their ſatisfaction by repeated acclamations. Unhappily the effects of this reconciliation were not correſpondent either to the pious endeavours of the King, or the fond wiſhes of the people.

THE firſt care of the parliament was the ſecurity of the Proteſtant religion. All the laws paſſed in its favour, ſince the Reformation, were ratified; and a new and ſevere one was enacted againſt ſeminary Prieſts and Jeſuits, whoſe reſtleſs induſtry in making proſelytes brought many of them into Scotland about this time. Two acts of this parliament deſerve more particular notice, on account of the conſequences with which they were followed.

General annexation of Church lands.

THE one reſpected the lands of the Church. As the public revenues were not ſufficient for defraying the King's ordinary charges; as the adminiſtration of government became more complicated and more expenſive; as James was naturally profuſe, and a ſtranger to œconomy; it was neceſſary, on all theſe accounts, to provide ſome fund proportioned to his exigencies. But no conſiderable ſum could be levied on the Commons, who did not enjoy the benefit of an extenſive commerce. The nobles were unaccuſtomed to bear the burden of heavy taxes. And the revenues of the Church were the only ſource whence a proper ſupply could be drawn. Notwithſtanding all the depredations of the laity ſince the Reformation, and the various devices which they had employed to ſeize the Church-lands, ſome conſiderable portion of them remained ſtill unalienated, and were held either by the Biſhops who poſſeſſed the benefices or were granted to laymen during pleaſure. All theſe lands were, in this parliament, annexed, by one general law *, to the Crown,

* Parl. 11. Jac. VI. c. 29.

and the King was impowered to apply the rents of them to his own uſe. The tithes alone were reſerved for the maintenance of the perſons who ſerved the cure, and the principal Manſion-houſe, with a few acres of land, by way of glebe, allotted for his reſidence. By this great acceſſion of property, it is natural to conclude, that the King, muſt have acquired a vaſt increaſe of power, and the influence of the nobles have ſuffered a proportional diminution. The very reverſe of this ſeems, however, to have been the caſe. Almoſt all grants of Church-lands, prior to this act, were thereby confirmed; and titles, which were formerly reckoned precarious, derived from thence the ſanction of parliamentary authority. James was likewiſe authorized during a limited time, to make new alienations; and ſuch was the facility of his temper, ever ready to yield to the ſollicitations of his ſervants, and to gratify their moſt extravagant demands, that not only during the time limited, but throughout his whole reign, he was continually employed in beſtowing, and his parliament in ratifying grants of this kind to his nobles; hence little advantage accrued to the Crown from that which might have been ſo valuable an addition to its revenues. The Biſhops, however, were great ſufferers by the law. But at this juncture neither the King nor his Miniſters were ſollicitous about the intereſts of an order of men, odious to the people, and perſecuted by the Clergy. Their enemies promoted the law with the utmoſt zeal. The proſpect of ſharing in their ſpoils induced all parties to conſent to it; and after a ſtep ſo fatal to the wealth and power of the dignified Clergy, it was no difficult matter to introduce that change in the government of the Church which ſoon after took place *.

Book VII. 1587.

* Spotſw. 365.

THE

Book VII. THE change, which the other ſtatute produced in the civil conſtitution, was no leſs remarkable. Under the Feudal ſyſtem, every Freeholder, or vaſſal of the Crown, had a right to be preſent in parliament. Theſe Freeholders were, originally, few in number, but poſſeſſed of great and extenſive property. By degrees, theſe vaſt poſſeſſions were divided by the proprietors themſelves, or parceiled out by the Prince, or ſplit by other accidents. The number of Freeholders became greater, and their condition more unequal; beſides the ancient Barons, who preſerved their eſtates and their power unimpaired, there aroſe another order, whoſe rights were the ſame, though their wealth and influence were far inferior. But, in thoſe rude ages, when the art of government was extremely imperfect, when parliaments were ſeldom aſſembled, and deliberated on matters little intereſting to a martial people, few of the *Leſſer Barons* took their ſeats, and the whole parliamentary juriſdiction was exerciſed by the *Greater Barons*, together with the Eccleſiaſtical order. James I. fond of imitating the forms of the Engliſh conſtitution, to which he had been long accuſtomed, and deſirous of providing a counterpoiſe to the power of the great nobles, procured an act in the year 1427, diſpenſing with the perſonal attendance of the leſſer Barons, and impowering thoſe in each county, to chuſe two commiſſioners to repreſent them in parliament. This law, like many other regulations of that wiſe Prince, produced little effect. All the King's vaſſals continued, as formerly, poſſeſſed of a right to be preſent in parliament, and, unleſs in ſome extraordinary conjunctures, none but the greater Barons attended. But by means of the Reformation, the conſtitution had undergone a great change. The ariſtocratical power of the nobles had been much increaſed, and the influence of the Eccleſiaſtical order, which the Crown uſually employed to check their uſurpations, and to ballance their authority, had diminiſhed in

1587. Leſſer Barons admitted into parliament by their repreſentatives.

proportion. Many of the Abbies and Priors had been erected into temporal peerages; and the Proteſtant Biſhops, an indigent race of men, and odious to the nation, were far from poſſeſſing the weight and credit, which their predeceſſors derived from the exorbitant wealth, and the ſuperſtitious reverence of the people. In this ſituation, the King had recourſe to the expedient employed by James I. and obtained a law reviving the ſtatute of 1427; and from that time the Commons of Scotland have ſent their repreſentatives to parliament. An act, which tended ſo viſibly to abridge their authority, did not paſs without oppoſition from many of the nobles. But as the King had a right to ſummon the leſſer Barons to attend in perſon, others were apprehenſive of ſeeing the houſe filled with a multitude of his dependants, and conſented the more willingly to a law, which laid them under the reſtriction of appearing only by their repreſentatives. Book VII. 1587.

THE year 1588 began with an univerſal expectation throughout all Europe, that it was to be diſtinguiſhed by wonderful events and revolutions. Several aſtrologers, according to the accounts of cotemporary hiſtorians, had predicted this; and the ſituation of affairs in the two principal kingdoms of Europe was ſuch, that a ſagacious obſerver, without any ſupernatural intelligence, might have hazarded the prediction, and have foreſeen the approach of ſome grand criſis. In France, it was evident from the aſtoniſhing progreſs of the league, conducted by a leader whoſe ambition was reſtrained by no ſcruples, and whoſe genius had hitherto ſurmounted all difficulties; as well as from the timid, variable, and impolitic councils of Henry III. that either that Monarch muſt ſubmit to abandon the throne, of which he was unworthy; or by ſome ſudden and daring blow, cut off his formidable rival. Accordingly, in the beginning of the year, the Duke of Guiſe drove his Maſter out of his capital 1588. The approach of the Spaniſh Armado.

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city, and forced him to conclude a peace, which left him only the ſhadow of royalty; and before the year expired, he himſelf fell a victim to Henry's fears, and to his own ſecurity. In Spain, the operations were ſuch as promiſed ſomething ſtill more uncommon. During three years, Philip had employed all the power of his European dominions, and exhauſted the treaſures of the Indies, in vaſt preparations for war. A fleet, the greateſt that had ever appeared in the ocean, was ready to ſail from Liſbon, and a numerous land army was aſſembled to embark on board of it. Its deſtination was ſtill unknown, though many circumſtances made it probable that the blow was aimed, in the firſt place, againſt England. Elizabeth had long given ſecret aid to the revolted provinces in the Low Countries, and now openly afforded them her protection. A nnmerous body of her troops was in their ſervice; the Earl of Leiceſter commanded their armies; ſhe had great ſway in the civil government of the republic; and ſome of its moſt conſiderable towns were in her poſſeſſion. Her fleets had inſulted the coaſts of Spain, intercepted the Galleons from the Weſt Indies, and threatened the colonies there. Rouſed by ſo many injuries, allured by views of ambition, and animated by a ſuperſtitious zeal for propagating the Romiſh Religion, Philip reſolved not only to invade, but to conquer England, to which his deſcent from the houſe of Lancaſter, and the donation of Pope Sixtus V. gave him, in his own opinion, a double title.

Conduct of James on that occaſion.

Elizabeth ſaw the danger approach, and prepared to encounter it with the utmoſt intrepidity. The meaſures for the defence of her kingdom were concerted, and carried on, with the wiſdom, and vigour, which diſtinguiſhed her reign. Her chief care was to ſecure the friendſhip of the King of Scots. She had treated the Queen his Mother with a rigour unknown among

Princes;

Princes; ſhe had often uſed himſelf harſhly, and with contempt; and though he had hitherto prudently ſuppreſſed his reſentment of theſe injuries, ſhe did not believe it to be altogether extinguiſhed, and was afraid that in her preſent ſituation, it might burſt out with a fatal violence. Philip, ſenſible how much an alliance with Scotland would facilitate his enterprize, courted James with the utmoſt aſſiduity. He excited him to revenge his Mother's wrongs; he flattered him with the hopes of ſharing his conqueſts; and offered him in marriage his Daughter the Infanta Iſabella. At the ſame time, Scotland ſwarmed with prieſts his emiſſaries, who ſeduced ſome of the nobles to Popery, and corrupted others with bribes and promiſes. Huntly, Errol, Crawford, were the heads of a faction, which openly eſpouſed the intereſt of Spain. Lord Maxwel, arriving from that court, began to aſſemble his followers, and to take arms, that he might be ready to join the Spaniards. In order to counter-ballance all theſe, Elizabeth made the warmeſt profeſſions of friendſhip to the King; and Aſhby, her embaſſador, entertained him with magnificent hopes and promiſes. He aſſured him that his right of ſucceſſion to the Crown ſhould be publickly acknowledged in England; that he ſhould be created a Duke in that kingdom; that he ſhould be admitted to ſome ſhare in the government; and receive a conſiderable penſion annually. James, it is probable, was too well acquainted with Elizabeth's arts, to rely entirely on theſe promiſes. But he underſtood his own intereſt in the preſent juncture, and purſued it with much ſteadineſs. He rejected an alliance with Spain, as dangerous. He refuſed to admit into his preſence an ambaſſador from the Pope. He ſeized Colonel Semple, an agent of the Prince of Parma. He drove many of the traffiquing Prieſts out of the kingdom. He marched ſuddenly to Dumfries, diſperſed Maxwell's followers, and took him priſoner. In a convention of the nobles he declared his reſolution to adhere

Book VII. 1588.

Book VII. 1588. inviolably to the league with England; and, without liſtening to the ſuggeſtions of revenge, determined to act in concert with Elizabeth, againſt the common enemy of the Proteſtant faith. He put the kingdom in a poſture of defence, and levied troops to obſtruct the landing of the Spaniards. He offered to ſend an army to Elizabeth's aſſiſtance, and told her ambaſſador that he expected no other favour from the King of Spain, but that which Polyphemus had promiſed to Ulyſſes, that when he had devoured all his companions, he would make him his laſt morſel *.

A national covenant in defence of Religion.

THE zeal of the people, on this occaſion, was not inferior to that of the King; and the extraordinary danger, with which they were threatened, ſuggeſted to them an exttaordinary expedient for their ſecurity. A bond was framed for the maintenance of true Religion, and the defence of the king's perſon and government, in oppoſition to all enemies foreign and domeſtic. This contained a confeſſion of the Proteſtant faith, a particular renunciation of the errors of Popery, and the moſt ſolemn promiſes, in the name, and through the ſtrength of God, of adhering to each other in ſupporting the former, and contending againſt the latter, to the utmoſt of their power †. The King, the Nobles, the Clergy, and the people ſubſcribed it with equal alacrity. Strange or uncommon as ſuch a combination may now appear, many circumſtances contributed, at that time, to recommend it, and to render the idea familiar to the Scots. When rouzed by any extraordinary event, or alarmed by any public danger, the people of Iſrael were accuſtomed to bind themſelves, by a ſolemn Covenant, to adhere to that Religion, which the Almighty had eſtabliſhed among them; this the Scots conſidered as a ſacred precedent, which it became them to

* Camd. 544. Johnſt. 139. Spotſw. 369.
† Dunlop's Collect. of Confeſſ. Vol. 2. 108.

imi-

imitate. In that age, no conſiderable enterprize was undertaken in Scotland, without a bond of mutual defence, which all concerned reckoned neceſſary for their ſecurity. The form of this religious confederacy is plainly borrowed from thoſe political ones, of which ſo many inſtances have occurred; the articles, ſtipulations, and peculiar modes of expreſſion, are exactly the ſame in both. Almoſt all the conſiderable Popiſh Princes were then joined in a league for extirpating the Reformed religion, and nothing could be more natural, or ſeemed more efficacious, than to enter into a counter-aſſociation, in order to oppoſe the progreſs of that formidable conſpiracy. To theſe cauſes, did the *Covenant*, which was become ſo famous in hiſtory, owe its origin. It was renewed at different times during the reign of James *. It was revived with great ſolemnity, though with conſiderable alterations, in the year 1638. It was adopted by the Engliſh, in the year 1643, and enforced by the civil and eccleſiaſtical authority of both kingdoms. The political purpoſes to which it was then made ſubſervient, and the violent and unconſtitutional meaſures which it was then employed to promote, it is not our province to explain. But at the juncture, in which it was firſt introduced, we may pronounce it to have been a prudent and laudable device for the defence of the religion and liberties of the nation; nor were the terms in which it was conceived, other than might have been expected from men alarmed with the impending danger of Popery, and threatned with an invaſion by the moſt bigotted, and moſt powerful Prince in Europe.

Book VII. 1588.

PHILIP's eagerneſs to conquer England did not inſpire him either with the vigour or diſpatch neceſſary to enſure the ſucceſs of ſo mighty an enterprize. His fleet, which ought to have ſailed in April,

* Cald 4. 129.

did

Book VII. 1588.

did not enter the Engliſh channel till the middle of July. It hovered many days on the coaſt, in expectation of being joined by the Prince of Parma, who was blocked up in the ports of Flanders by a Dutch ſquadron. Continual diſaſters purſued the Spaniards during that time; ſucceſſive ſtorms and battles, which are well known, conſpired with their own ill conduct, to diſappoint their enterprize. And by the bleſſing of Providence, which watched with remarkable care over the Proteſtant Religion, and the liberties of Britain, the Engliſh valour ſcattered and deſtroyed the Armado on which they had arrogantly beſtowed the name of Invincible. After being driven out of the Engliſh ſeas, they were forced to ſteer their courſe towards Spain, round Scotland and Ireland. Many of them ſuffered ſhipwreck on theſe dangerous and unknowu coaſts. Though James kept his ſubjects under arms to watch the motions of the Spaniards, and to prevent their landing in an hoſtile manner, he received with great humanity 700 who were forced aſhore by a tempeſt, and after ſupplying them with neceſſaries, permitted them to return into their own country.

The Armado defeated.

On the retreat of the Spaniards, Elizabeth ſent an ambaſſador to congratulate with James, and to compliment him on the firmneſs and generoſity, he had diſcovered during a conjuncture ſo dangerous. But none of Aſhby's promiſes were any longer remembered; that Miniſter was even accuſed of having exceeded his powers, by theſe too liberal offers; and conſcious of his own falſehood, or aſhamed of being diſowned by his court, he withdrew ſecretly out of Scotland *.

Philip's intrigues in Scotland.

Philip, convinced by fatal experience of his own raſhneſs in attempting the conqueſt of England, by a naval armament, equipped

* Johnſt. 134. Camd. 548.

at ſo great a diſtance, and ſubjected in all its operations, to the delays, and dangers, and uncertainties, ariſing from ſeas and winds, reſolved to make his attack in another form, and to adopt the plan which the Princes of Lorrain had long meditated, of invading England through Scotland. A body of his troops, he imagined, might be eaſily wafted over from the Low Countries to that kingdom, and if they could once obtain footing, or procure aſſiſtance there, the frontier of England was open and defenceleſs, and the northern counties full of Roman Catholics, who would receive them with open arms. Mean while, a deſcent might be threatened on the ſouthern coaſt, which would divide the Engliſh army, diſtract their councils, and throw the whole kingdom into terrible convulſions. In order to prepare the way for the execution of this deſign, he remitted a conſiderable ſum of money to Bruce, a ſeminary Prieſt in Scotland, and employed him, together with Hay, Creighton, and Tyrie, Scottiſh Jeſuits, to gain over as many perſons of diſtinction as poſſible to his intereſt. Zeal for Popery, and the artful inſinuations of theſe emiſſaries, induced ſeveral of the nobles to favour a meaſure, which tended ſo manifeſtly to the deſtruction of their Country. Huntly, though the King had lately married him to the daughter of his favourite, the Duke of Lennox, continued warmly attached to the Romiſh Church. Crawford and Errol were animated with the zeal of new converts. They all engaged in a correſpondence with the Prince of Parma, and in their letters to him, offered their ſervice to the king of Spain, and undertook, with the aid of 6000 men, to render him maſter of Scotland, and to bring ſo many of their Vaſſals into the field, that he ſhould be able to enter England, with a numerous army. Francis Stewart, grandſon of James V. whom the King had created Earl of Bothwell, though influenced by no motive of religion, for he ſtill adhered to the Proteſtant faith, was prompted merely by caprice,

Popiſh nobles conſpire againſt the King.

Book VII. and the reſtleſsneſs of his nature, to join in this treaſonable correſpondence.

1589.

February 17. ALL theſe letters were intercepted in England. Elizabeth, alarmed at the danger which threatned her own kingdom, ſent them immediately to the King, and reproaching him with his former lenity toward the Popiſh party, called upon him to check this formidable conſpiracy, by a proper ſeverity. But James, though firmly attached to the Proteſtant religion, though profoundly verſed in the theological controverſies between the Reformers and the Church of Rome, though he had employed himſelf, at that early period of life, in writing a Commentary on the Revelations, in which he proved the Pope to be Antichriſt, had nevertheleſs adopted, already, thoſe maxims concerning the treatment of the Roman Catholics, to which he adhered through the reſt of his life. The Roman Catholics were at that time a powerful and active party in England; they were far from being an inconſiderable faction in his own kingdom. The Pope and King of Spain were ready to take part in all their machinations, and to ſecond every effort of their bigotry. The oppoſition of ſuch a body to his ſucceſſion to the Crown of England, added to the averſeneſs of the Engliſh from the government of ſtrangers, might create him many difficulties. In order to avoid theſe, he thought it neceſſary to ſooth, rather than to irritate the Roman Catholics, and to reconcile them to his ſucceſſion, by the hopes of gentler treatment, and ſome mitigation of the rigour of thoſe laws, which were now in force againſt them. This attempt to gain one party by promiſes of indulgence and acts of clemency, while he adhered with all the obſtinacy of a diſputant, to the doctrines and tenets of the other, has given an air of myſtery, and even of contradiction, to this part of the King' character. The Papiſts, with the credulity of a ſet ſtruggling

The King's maxims with regard to Popiſh party.

to

to obtain power, believed his heart to be wholly theirs; and the Protestants, with the jealousy inseparable from those who are already in possession, viewed every act of lenity, as a mark of indifference, or a symptom of apostacy. And in order to please both, James often aimed at an excessive refinement, mingled with dissimulation, in which he imagined the perfection of government, and of king-craft, to consist. Book VII. 1589.

His behaviour on this occasion was agreeable to these general maxims. Notwithstanding the sollicitations of the Queen of England, enforced by the jealous remonstrances of his own Clergy, a short imprisonment was the only punishment he inflicted on Huntly and his associates. But he soon had reason to repent an act of clemency, so inconsistent with the dignity of government. The first use which the conspirators made of their liberty, was to assemble their followers, and under pretence of removing Chancellor Maitland, an able minister, but warmly devoted to the English interest, from the King's councils and presence, they attempted to seize James himself. This attempt being defeated partly by Maitland's vigilance, and partly by their own ill conduct, they were forced to retire to the North, where they openly erected the standard of Rebellion. But as the king's government was not generally unpopular, or his ministers odious, their own vassals joined them slowly, and discovered no zeal in the cause. And the King, in person, advancing against them with such forces as he could suddenly levy, they durst not rely so much on the fidelity of their troops, which though superior in number, followed them with reluctance, as to hazard a battle; but suffering them to disperse, they surrendered to the king, and threw themselves on his mercy. Huntly, Errol, Crawford and Bothwell were all brought to a public trial. Repeated acts of treason were easily proved against them. The

His excessive lenity to the conspirators.

April 1.

April 20.

Book VII. 1589. King, however, did not permit any ſentence to be pronounced; and after keeping them a few months in confinement, he took occaſion, amidſt the public feſtivity and rejoicings, at the approach of his marriage, to ſet them at liberty*.

The king's marriage with Anne of Denmark.

As James was the only deſcendant of the ancient Monarchs of Scotland, in the direct line; as all hopes of uniting the crowns of the two kingdoms would have expired with him; as the Earl of Arran, the preſumptive heir to the throne, was lunatic; the king's marriage was, on all theſe accounts, an event which the nation wiſhed for with the utmoſt ardour. He himſelf was no leſs deſirous of accompliſhing it; and had made overtures, for that purpoſe, to the eldeſt daughter of Frederick II. king of Denmark. But Elizabeth, jealous of every thing, that would render the acceſſion of the houſe of Stewart more acceptable to the Engliſh, endeavoured to perplex James, in the ſame manner ſhe had done Mary, and employed as many artifices to defeat or to retard his marriage. His Miniſters, gained by bribes and promiſes, ſeconded her intentions; and though ſeveral different ambaſſadors were ſent from Scotland to Denmark, they produced powers ſo limited, or inſiſted on conditions ſo extravagant, that Frederick could not believe the king to be in earneſt; and ſuſpecting that there was ſome deſign to deceive, or amuſe him, gave his daughter in marriage to the Duke of Brunſwick. Not diſcouraged by this diſappointment, which he imputed entirely to the conduct of his own miniſters, James made his addreſſes to the princeſs Anne, Frederick's ſecond daughter. And though Elizabeth endeavoured to divert him from this, by recommending Catherine the King of Navarre's ſiſter, as a more advantageous match; though ſhe prevailed on the privy council of Scotland to declare againſt the alliance with Denmark, he perſiſted in his choice. And deſpairing of overcoming the obſtinacy of his own miniſters, in

* Spotſ. 373. Cald. 4. 103.

any other manner, he ſecretly encouraged the citizens of Edin- Book VII.
burgh to take arms. They threatened to tear in pieces the Chan- 1589.
cellor, whom they accuſed as the perſon, whoſe artifices had hither-
to diſappointed the wiſhes of the King, and the expectations of
his people. In conſequence of this, the Earl Marſhal was ſent into
Denmark, at the head of a ſplendid embaſſy. He received ample
powers and inſtructions, drawn with the king's own hand. The
marriage articles were quickly agreed upon, and the young queen
ſet ſail towards Scotland. James made great preparations for her
reception, and waited her landing with all the impatience of a
lover; when the unwelcome account arrived, that a violent tempeſt
had ariſen, which drove back her fleet to Norway, in a condition
ſo ſhattered, that there was little hope of its putting again to ſea,
before the ſpring. This unexpected diſappointment, he felt
with the utmoſt ſenſibility. He inſtantly fitted out ſome ſhips,
and without communicating his intention to any of his coun-
cil, ſailed, in perſon, attended by the Chancellor, ſeveral noblemen, Oct. 22.
and a train of 300 perſons, in queſt of his bride. He arrived ſafely
in a ſmall harbour, not far diſtant from Upſlo, where the Queen then
reſided. There the marriage was ſolemnized. And as it would have Nov. 24.
been raſh to truſt thoſe boiſterous ſeas, in the winter ſeaſon, James
accepted the invitation of the court of Denmark, and repairing
to Copenhagen, paſſed ſeveral months there, amidſt continual feaſt-
ing, and amuſements, in which, both the Queen and himſelf had
great delight*.

No event in the King's life appears to be a wider deviation from
his general character, than this ſudden ſally. His ſon Charles I.
was capable of that exceſſive admiration of the other ſex, which

* Melv. 352. Spotſw. 377.

Book VII. 1589. ariſes from great ſenſibility of heart, heightened by elegance of taſte; and the romantic air of his journey to Spain ſuited ſuch a diſpoſition. But James was not ſuſceptible of any refined gallantry, and always expreſſed that contempt for the female character, which a pedantic erudition, unacquainted with politeneſs, is apt to inſpire. He was fretted, however, at the many obſtacles which had been laid in his way. He was anxious to ſecure the political advantages, which he expected from marriage; and fearing that a delay might afford Elizabeth, and his own miniſters, an opportunity of thwarting him by new intrigues, he ſuddenly took the reſolution of preventing them, by a voyage from which he expected to return in a few weeks. The nation ſeemed to applaud his conduct, and to be pleaſed with this appearance of amorous ardour, in a young Prince. Notwithſtanding his abſence ſo long beyond the time he expected, the nobles, the clergy, and the people, vied with one another in loyalty and obedience; and no period in the King's reign was more remarkable for tranquility, or more free from any eruption of thoſe factions, which ſo often diſturbed the kingdom.

THE HISTORY OF SCOTLAND.

BOOK VIII.

ON the first of May the King and Queen arrived at Leith, and were received by their subjects, with every possible expression of joy. The solemnity of the Queen's coronation was conducted with great magnificence; but so low had the order of Bishops fallen, in the opinion of the public, that none of them were present on that occasion, and Mr. Robert Bruce, a Presbyterian Minister of great reputation, set the Crown on her head, administred the sacred unction, and performed the other customary ceremonies.

Book VIII.

1590. The king and Queen arrive in Scotland.

THE zeal and success, with which many of the clergy had contributed towards preserving peace and order in the kingdom, during his absence, reconciled James, in a great degree, to their persons, and even to the Presbyterian form of government. In presence

Book VIII. ſence of an aſſembly, which met this year, he made high encomiums on the diſcipline, as well as the doctrine of the church, promiſed to adhere inviolably to both, and permitted the aſſembly to frame ſuch acts, as gradually aboliſhed all the remains of epiſcopal juriſdiction, and paved the way for a full and legal eſtabliſhment of the Preſbyterian model *.

1590. Auguſt 4.

1591. An event happened ſoon after, which afforded the Clergy no ſmall triumph. Archbiſhop Adamſon, their ancient enemy, having fallen under the King's diſpleaſure, having been deprived of the revenues of his ſee in conſequence of the act of annexation, and being oppreſſed with age, with poverty, and diſeaſes, made the meaneſt ſubmiſſion to the clergy, and delivered to the aſſembly a formal recantation of all his opinions concerning Church government, which had been matter of offence to the Preſbyterians. Such a confeſſion, from the moſt learned perſon of the order, was conſidered as a teſtimony, which the force of truth had extorted from an adverſary †.

Diſorders in the kingdom.

Mean while, the king's exceſſive clemency towards offenders multiplied crimes of all kinds, and encouraged ſuch acts of violence, as brought his government under contempt, and proved fatal to many of his ſubjects. The hiſtory of ſeveral years, about this time, is filled with accounts of the deadly quarrels between the great families, and of murders and aſſaſſinations perpetrated in the moſt audacious manner, and with circumſtances of the utmoſt barbarity. All the defects in the feudal ariſtocracy were now felt more ſenſibly, than at any other period in the hiſtory of Scotland, and univerſal licence and anarchy prevailed to a degree, ſcarce conſiſtent with the preſervation of ſociety. While the king, too

* Cald. 4. 204.

† Spotſw. 385. Cald. 4. 214.

gentle

gentle to puniſh, or too feeble to act with vigour, ſuffered all theſe enormities to paſs with impunity. Book VIII. 1591.

An attempt of Bothwell's againſt the King.

But though James connived at real crimes, witchcraft, which is commonly an imaginary one, engroſſed his attention, and thoſe ſuſpected of it, felt the whole weight of his authority. Many perſons neither extremely old, nor wretchedly poor, which were uſually held to be certain indications of this crime, but maſters of families, and matrons of a decent rank, and in the middle age of life, were ſeized and tortured; and though their confeſſions contained the moſt abſurd and incredible circumſtances, the King's prejudices, thoſe of the clergy, and of the people, conſpired in believing their extravagancies without heſitation, and in puniſhing their perſons without mercy. Some of theſe unhappy ſufferers accuſed Bothwell of having conſulted them, in order to know the time of the King's death, and having employed their art, to raiſe the ſtorms, which had endangered the Queen's life, and had detained James ſo long in Denmark. Upon this evidence, that noblemen was committed to priſon. His turbulent and haughty ſpirit could neither ſubmit to the reſtraint, nor brook ſuch an indignity. Having gained his keepers, he made his eſcape, and imputing the accuſation to the artifices of his enemy, the Chancellor, aſſembled his followers, under pretence of driving him from the King's councils. Being favoured by ſome of the King's attendants, he was admitted, by a ſecret paſſage, under cloud of night, into the court of the palace of Holy-rood-houſe. He advanced directly towards the royal apartment, but happily, before he entered, the alarm was taken and the doors ſhut. While he attempted to burſt open ſome of them, and to ſet fire to others, the citizens of Edinburgh had time to run to their arms, and he eſcaped with the ut-

December 27.

moſt

Book VIII. 1592. moſt difficulty; owing his ſafety to the darkneſs of the night, and the precipitancy with which he fled*.

He retired towards the North, and the King having unadviſedly given a commiſſion to the Earl of Huntly, to purſue him, and his followers, with fire and ſword; he, under colour of executing that commiſſion, gratified his private revenge, and ſurrounded the houſe of the Earl of Murray, burnt it to the ground, and ſlew Murray himſelf. The murder of a young nobleman of ſuch promiſing virtues, and the heir of the regent Murray, the darling of the people, excited univerſal indignation. The citizens of Edinburgh roſe in a tumultuous manner; and though they were reſtrained, by the care of the magiſtrates, from any act of violence, they threw aſide all reſpect for the King and his miniſters, and openly inſulted and threatened both. While this mutinous ſpirit continued, James thought it prudent to withdraw from the city, and fixed his reſidence for ſome time at Glaſgow. There Huntly ſurrendered himſelf to juſtice; and, notwithſtanding the atrociouſneſs of his crime, and the clamours of the people, the power of the chancellor, with whom he was now cloſely confederated, and the King's regard for the memory of the Duke of Lennox, whoſe daughter he had married, not only protected him from the ſentence which ſuch an odious action merited, but exempted him even from the formality of a public trial †.

Feb. 8.

Presbyterian Church government eſtabliſhed by law.

A ſtep of much importance was taken, ſoon after, with regard to the government of the church. The Clergy had long complained of the encroachments made upon their privileges and

* Melv. 388. Spotſ. 386. † Spotſ. 387.

juriſ-

jurisdiction, by the acts of the parliament 1584, and though these laws had now lost much of their force, they resolved to petition the parliament, which was approaching, to repeal them in form. The juncture for pushing such a measure was well chosen. The king had lost much of the public favour, by his lenity towards the Popish faction, and still more by his remissness in pursuing the murderers of the Earl of Murray. The chancellor had not only a powerful party of the courtiers combined against him, but was become odious to the people, who imputed to him every false step in the King's conduct. Bothwell still lurked in the kingdom, and being secretly supported by all the enemies of Maitland's administration, was ready, every moment, to renew his audacious enterprizes. James, for all these reasons, was extremely willing to indulge the Clergy in their request, and not only consented to a law, whereby the acts 1584 were rescinded or explained, but he carried his complaisance still further, and permitted the parliament to establish the Presbyterian government, its General Assemblies, Provincial synods, Presbyteries and Kirk sessions, with all the different branches of their discipline and jurisdiction, in the most ample manner. All the zeal and authority of the Clergy, even under the administration of Regents, from whom they might have expected the most partial favour, could not obtain the sanction of law, in confirmation of their mode of Ecclesiastical government. No Prince was ever less disposed than James to approve a system, whose republican genius inspired a passion for liberty, so repugnant to his exalted notions of royal prerogative. Nor could any aversion be more inveterate than his, to the austere and uncomplying character of the Presbyterian Clergy in that age; who, more eminent for zeal, than for policy, often contradicted his opinions, and censured his conduct, with a freedom, equally offensive to his

Book VIII. 1592.

dogmatiſm as a Theologian, and to his pride as a King. His ſituation however obliged him, frequently, to conceal, or to diſſemble his ſentiments; and as he often diſguſted his ſubjects, by indulging the Popiſh faction more than they approved, he endeavoured to attone for this, by conceſſions to the Preſbyterian Clergy, greater than he himſelf would otherwiſe have choſen *.

In this parliament, Bothwell and all his adherents were attainted. But he ſoon made a new attempt to ſeize the King at Falkland; and James, betrayed by ſome of his courtiers, and feebly defended by others, who wiſhed well to Bothwell, as the Chancellor's avowed enemy, owed his ſafety to the fidelity and vigilance of Sir Robert Melvil, and to the irreſolution of Bothwell's aſſociates †.

A new conſpiracy of the Popiſh Lords.

This danger was ſcarce well over, when the nation was alarmed with the diſcovery of a new and more formidable conſpiracy. George Ker, the Lord Newbottle's brother, being ſeized as he was ready to ſet ſail for Spain, many ſuſpicious papers were found in his cuſtody, and among theſe, ſeveral blanks ſigned by the Earls of Angus, Huntly, and Errol. By this extraordinary precaution, they hoped to eſcape any danger of diſcovery. But Ker's reſolution ſhrinking when torture was threatened, he confeſſed that he was employed by theſe noblemen, to carry on a negociation with the King of Spain; that the blanks ſubſcribed with their names were to be filled up by Crichton and Tyrie; that they were inſtructed to offer the faithful ſervice of the three Earls to that Monarch; and to ſollicit him to land a body of his troops, either in Galloway, or at the mouth of Clyde, with which, they undertook, in the firſt place, to eſtabliſh the Roman Catholic Religion in Scotland, and then to invade England, with the whole forces of the

* Cald. 4. 248, 252. Spotſ. 388. † Melv. 402.

kingdom.

kingdom. Sir David Graham of Fintry, and Barclay of Lady- Book VIII.
land, whom he accuſed of being privy to the conſpiracy, were 1592.
taken into cuſtody, and confirmed all the circumſtances of his confeſſion*.

THE nation having been kept for ſome time in continual terror 1593.
and agitation by ſo many ſucceſſive conſpiracies, the diſcovery of Zeal of the people.
this new danger compleated the panic. All ranks of men, as if the enemy had already been at their gates, thought themſelves called upon to ſtand forth in defence of their country. The Miniſters of Edinburgh, without waiting for any warrant from the King, who happened at that time to be abſent from the capital, and without having received any legal commiſſion, aſſembled a conſiderable number of Peers and Barons, in order to provide an inſtant remedy againſt the impending danger. They ſeized the Earl of Angus, and committed him to the caſtle; they examined Ker; and prepared a remonſtrance to be laid before the King, concerning the ſtate of the nation; and the neceſſity of proſecuting the conſpirators with becoming vigour. James, though jealous And proceedings of the King againſt them.
of every encroachment on his prerogative, and offended with ſubjects, who inſtead of petitioning, ſeemed to preſcribe to him, found it neceſſary, during the violence of the ferment, not only to adopt their plan, but even to declare that no conſideration ſhould ever induce him to pardon thoſe, who had been guilty of ſo odious Jan. 8.
a treaſon. He ſummoned the Earls of Huntly and Errol to ſurrender themſelves to juſtice. Graham of Fintry, whom his peers pronounced to be guilty of treaſon, he commanded to be publickly beheaded; and marching into the North at the head of an army, the two Earls, together with Angus, who had eſcaped out of pri-

* Rymer, 16. 190.

Book VIII. 1593. ſon, retired to the mountains. He placed garriſons in the caſtles which belonged to them; compelled their vaſſals, and the Barons, in the adjacent counties, to ſubſcribe a bond containing profeſſions of their loyalty towards him, and of their firm adherence to the Proteſtant faith; and, the better to ſecure the tranquillity of that part of the kingdom, conſtituted the Earls of Athol, and Marſhal, his Lieutenants there. *

March 18. Elizabeth ſollicits him to treat them with rigour.

HAVING finiſhed this expedition, James returned to Edinburgh, where he found Lord Borrough, an extraordinary ambaſſador from the court of England. Elizabeth, alarmed at the diſcovery of a conſpiracy, which ſhe conſidered as no leſs formidable to her own kingdom, than to Scotland, reproached James with his former remiſneſs, and urged him, as he regarded the preſervation of the Proteſtant religion, or the dignity of his own Crown, to puniſh this repeated treaſon with rigour; and if he could not apprehend the perſons, at leaſt to confiſcate the eſtates of ſuch audacious rebels. She weakened, however, the force of theſe requeſts, by interceding, at the ſame time, in behalf of Bothwell, whom, according to her uſual policy in nouriſhing a factious ſpirit among the Scottiſh nobles, ſhe had taken under her protection. James abſolutely refuſed to liſten to any interceſſion in favour of one, who had ſo often, and with ſo much outrage, inſulted both his government and his perſon. With regard to the popiſh conſpirators, he declared his reſolution to proſecute them with vigour; but that he might be the better able to do ſo, he demanded a ſmall ſum of money from Elizabeth, which ſhe, diſtruſtful, perhaps of the manner in which he might apply it, ſhewed no inclination to grant. The zeal, however, and importunity of his own ſubjects obliged

* Spotſ. 391. Cald. 4. 291.

him to call a parliament, in order to paſs an act of attainder againſt the three Earls. But before it met, Ker made his eſcape out of priſon, and on pretence, that legal evidence of their guilt could not be produced, nothing was concluded againſt them. The King himſelf was univerſally ſuſpected of having contrived this artifice, on purpoſe to elude the requeſts of the Queen of England, and to diſappoint the wiſhes of his own people. And therefore, in order to ſooth the Clergy, who exclaimed loudly againſt his conduct, he gave way to the paſſing of an act, which ordained thoſe who obſtinately condemned the cenſures of the Church, to be declared outlaws*. Book VIII. 1593.

WHILE the terror excited by the Popiſh conſpiracy poſſeſſed the nation, the court had been divided by two rival factions, which contended for the chief direction of affairs. At the head of one, was the Chancellor, in whom the King repoſed entire confidence. For that very reaſon, perhaps, he had fallen early under the Queen's diſpleaſure. The Duke of Lennox, the Earl of Athol, Lord Ochiltree, and all the name of Stewart eſpouſed her quarrel, and widened the breach. And James, fond no leſs of domeſtic tranquillity, than of public peace, adviſed his favourite to retire, for ſome time, in hopes that the Queen's reſentment would ſubſide. But as he ſtood in need, in the preſent juncture, of the aſſiſtance of ſo able a Miniſter, he had recalled him to court. In order to prevent him from recovering his former power, the Stewarts had recourſe to an expedient no leſs illegal, than deſperate. Having combined with Bothwell, who was of the ſame ſurname, they brought him back ſecretly into Scotland; and ſeizing the gates of the palace, introduced him into the royal apartment with a numeBothwell ſurprizes the King.

July 24.

* Cald. 4. 343. Spotſ. 393. Parl. 13. Jac. VI. c. 164.

rous

Book VIII. 1593.

rous train of armed followers. James, though deſerted by all his courtiers, and incapable of reſiſtance, diſcovered more indignation than fear, and reproaching them for their treachery, called on the Earl to finiſh his treaſons, by piercing his Sovereign to the heart. But Bothwell fell on his knees, and implored pardon. The king was not in a condition to refuſe his demands. And a few days after he ſigned a capitulation with this ſucceſsful traitor, to whom he was really a priſoner, whereby he bound himſelf to grant him a remiſſion for all paſt offences, and to procure the ratification of it in parliament; and in the mean time, to diſmiſs the chancellor, the maſter of Glamis, Lord Home, and Sir George Home, from his councils and preſence. Bothwell, on his part, conſented to remove from court, though he left there as many of his aſſociates, as he thought ſufficient to prevent the return of the adverſe faction.

He recovers his liberty.

But it was now no eaſy matter to keep the King under the ſame kind of bondage, to which he had been often ſubject during his minority. He diſcovered ſo much impatience to ſhake off his fetters, that thoſe who impoſed, durſt not continue, the reſtraint. They permitted him to call a Convention of the nobles at Stirling, and to repair thither himſelf. All Bothwell's enemies, and all who were deſirous of gaining the king's favour by appearing to be ſo, obeyed the ſummons. They pronounced the inſult offered to the King's perſon and authority to be high treaſon, and declared him abſolved from any obligation to obſerve conditions, extorted by force, and which violated ſo eſſentially his royal prerogative. James, however, ſtill proffered him a pardon, provided he would ſue for it as an act of mercy, and promiſe to retire out of the kingdom. Theſe conditions Bothwell rejected with diſdain, and be-

September 7.

taking himſelf once more to arms, attempted to ſurpize the King, but finding him on his guard, fled to the borders *. Book VIII. 1593.

THE King's ardour againſt Bothwell, compared with his ſlow and evaſive proceedings againſt the Popiſh Lords, occaſioned a general diſguſt among his ſubjects; and was imputed either to an exceſſive attachment to the perſons of thoſe conſpirators, or to a ſecret partiality towards their opinions; both which gave riſe to no unreaſonable fears. The Clergy, as the immediate guardians of the Proteſtant Religion, thought themſelves bound, in ſuch a juncture, to take extraordinary ſteps for its preſervation. And the provincial ſynod of Fife happening to meet at that time, a motion was made to excommunicate all concerned in the late conſpiracy, as obſtinate and irreclaimable Papiſts. And though none of the conſpirators reſided within the bounds of the ſynod, or were ſubject to its juriſdiction, ſuch was the zeal of the members, that, overlooking this irregularity, they pronounced againſt them, the ſentence of excommunication, to which the act of laſt parliament added new terrors. And leſt this ſhould be imputed to a few men, and accounted the act of a ſmall part of the Church, deputies were appointed to attend the adjacent ſynods, and to deſire their approbation and concurrence.

Suſpected of favouring the Popiſh Lords.

Sept. 25.

AN event happened, a few weeks after, which increaſed the people's ſuſpicions of the King. As he was marching on an expedition againſt the borderers, the three Earls coming ſuddenly into his preſence, offered to ſubmit themſelves to a legal trial; and James, without committing them to cuſtody, appointed a day for that purpoſe. The conſpirators prepared to appear with a formidable train of their friends and vaſſals. But, in the mean-time

His lenity towards them. Oct. 17.

* Cald. 4. 326. Spotſ. 395.

the

Book VIII. 1593. the Clergy, together with many Peers and Barons, aſſembling at Edinburgh, remonſtrated againſt the King's extreme indulgence with great boldneſs, and demanded of him, according to the regular courſe of juſtice, to commit to ſure cuſtody perſons charged with the higheſt acts of treaſon, who could not be brought to a legal trial, until they were abſolved from the cenſures of the Church; and to call a Convention of eſtates, to deliberate concerning the method of proceeding againſt them. At the ſame time they offered to accompany him in arms to the place in trial, leſt ſuch audacious and powerful criminals ſhould overaw juſtice, and dictate to the judges, to whom they pretended to ſubmit. James, though extremely offended both with the irregularity of their proceedings, and the preſumption of their demands, found it expedient to put off the day of trial, and to call a Convention of eſtates, in order to quiet the fears and jealouſies of the people. By being humoured in this point, their ſuſpicions began gradually to abate, and the Chancellor managed the Convention ſo artfully, that he himſelf, together with a few other members, was impowered to pronounce a final ſentence upon the conſpirators. After much deliberation, Nov. 26. they ordained that the three Earls, and their aſſociates, ſhould be exempted from all further inquiry or proſecution, on account of their correſpondence with Spain; that, before the firſt day of February, they ſhould either ſubmit to the Church, and publickly renounce the errors of Popery, or remove out of the Kingdom; that, before the firſt of January, they ſhould declare which of theſe alternatives they would embrace; that they ſhould find ſurety for their peaceable demeanour, for the future; and that if they failed to ſignify their choice in due time, they ſhould loſe the benefit of this act of *abolition*, and remain expoſed to all the pains of law *.

* Cald. 4. 330. Spotſ. 397.

By

By this lenity towards the conſpirators, James incurred much reproach, and gained no advantage. Devoted to the Popiſh ſuperſtition, ſubmiſſive to all the dictates of their prieſts, and buoyed up with hopes and promiſes of foreign aid, the three Earls refuſed to accept of the conditions, and continued their treaſonable correſpondence with the court of Spain. A Convention of eſtates pronounced them to have forfeited the benefit of the articles, which were offered; and the King required them, by proclamation, to ſurrender themſelves to juſtice. The preſence of the Engliſh ambaſſador contributed, perhaps, to the vigour of theſe proceedings. Elizabeth, ever attentive to James's motions, and imputing his reluctance to puniſh the Popiſh Lords to a ſecret approbation of their deſigns, had ſent to Lord Zouche to repreſent, once more, the danger to which he expoſed himſelf, by this falſe moderation; and to require him to exerciſe that rigour, which their crimes, as well as the poſture of affairs rendered neceſſary. And though the ſteps how taken by the King ſilenced all complaints on that head, yet Zouche, forgetful of his character as an ambaſſador, entered into private negociations with ſuch of the Scottiſh nobles, as diſapproved of the King's meaſures, and held almoſt an open correſpondence with Bothwell, who, according to the uſual artifice of malecontents, pretended much ſollicitude for reforming the diſorders of the commonwealth; and covered his own ambition with the ſpecious veil of zeal againſt thoſe Counſellors, who reſtrained the King from purſuing the avowed enemies of the Proteſtant faith. Zouche encouraged him, in the name of his Miſtreſs, to take arms againſt his Sovereign.

Book VIII. 1594. Jan. 18.

Mean while, the King and the Clergy were filled with mutual diſtruſt of each other. They were jealous, perhaps, to exceſs, that his affections leaned too much towards the Popiſh faction; he ſuſpected them, without good reaſon, of prompting Bothwell to rebellion, and even

A new attempt of Bothwell's.

Book VIII. 1594. of ſupplying him with money for that purpoſe. Little inſtigation, indeed, was wanting to rouze ſuch a turbulent ſpirit as Bothwell's, to any daring enterprize. He appeared ſuddenly within a mile of Edinburgh, at the head of 400 horſe. The pretences, by which he endeavoured to juſtify this inſurrection, were extremely popular; zeal for religion, enmity to Popery, concern for the King's honour, and for the liberties of the nation. James was totally unprovided for his own defence; he had no infantry, and was accompanied only with a few horſemen of Lord Home's train. In this extremity, he implored the aid of the citizens of Edinburgh, and, in order to encourage them to act with zeal, he promiſed to proceed againſt the Popiſh Lords with the utmoſt rigour of law. Animated by their Miniſters, they ran chearfully to their arms, and advanced with the King at their head againſt Bothwell; but he, notwithſtanding his ſucceſs in putting to flight Lord Home, who had raſhly charged him with a far inferior number of cavalry, retired to Dalkeith without daring to attack the King. His followers abandoned him ſoon after, and diſcouraged by ſo many ſucceſſive diſappointments, could never afterwards be brought to venture into the field. He betook himſelf to his uſual lurking places, in the North of England; but Elizabeth, in compliance with the King's remonſtrances, obliged him to quit that retreat *.

Freſh dangers from the Popiſh Lords. April 3.

No ſooner was the King delivered from one danger, than he was called to attend to another. The Popiſh Lords, in conſequence of their negotiations with Spain, received, in the ſpring, a ſupply of money from Philip. What bold deſigns this might inſpire, it was no eaſy matter to conjecture. From men under the dominion of bigotry, and whom indulgence could not reclaim, the

* Spotſ. 403. Cald. 4. 359.

moſt

moſt deſperate actions were to be dreaded. The aſſembly of the Church immediately took the alarm; remonſtrated againſt them with more bitterneſs than ever; and unanimouſly ratified the ſentence of excommunication, pronounced by the ſynod of Fife. James himſelf, provoked by their obſtinacy and ingratitude, and afraid that his long forbearance would not only be generally diſpleaſing to his own ſubjects, but give riſe to unfavourable ſuſpicions among the Engliſh, exerted himſelf with unuſual vigour. He called a parliament; laid before it all the circumſtances, and aggravations of the conſpiracy; and though there were but few members preſent, and ſeveral of theſe connected with the conſpirators by blood or friendſhip, he prevailed on them, by his influence and importunity, to pronounce the moſt rigorous ſentence the law can inflict. They were declared to be guilty of high treaſon, and their eſtates and honours forfeited. At the ſame time, ſtatutes, more ſevere than ever, were enacted againſt the profeſſors of the Popiſh Religion.

Book VIII. 1594.

June 8.

How to put this ſentence in execution, was a matter of greater difficulty. Three powerful Barons, cantoned in a part of the country almoſt inacceſſible, ſurrounded with numerous vaſſals, and ſupported by aid from a foreign Prince, were more than an overmatch for a Scottiſh Monarch. No intreaty could prevail on Elizabeth to advance the money, neceſſary for defraying the expences of an expedition againſt them. To attack them in perſon, with his own forces alone, might expoſe him both to diſgrace and to danger. He had recourſe to the only expedient which remained in ſuch a ſituation, for aiding the impotence of Sovereign authority; he delegated his authority to the Earl of Argyll, and Lord Forbes, the leaders of two clans at enmity with the conſpirators; and gave them a commiſſion to invade their lands, and to ſeize the

Battle of Glenlivat.

Book VIII. caſtles which belonged to them. Bothwell, notwithſtanding all
1594. his high pretenſions of zeal for the Proteſtant Religion, having now entered into a cloſe confederacy with them, the danger became every day more urging. Argyll, ſollicited by the King, and rouzed by the Clergy, took the field at the head of 7000 men. Huntly and Errol met him at Glenlivat, with an army far inferior in number, but compoſed chiefly of gentlemen of the low countries, mounted on horſe-back, and who brought along with them a train
Oct. 3. of field-pieces. They encountered each other with all the fury, which hereditary enmity and ancient rivalſhip add to undiſciplined courage. But the Highlanders, diſconcerted by the firſt diſcharge of the cannon, to which they were little accuſtomed, and unable to reſiſt the impreſſion of cavalry, were ſoon put to flight. And Argyll, a gallant young man of eighteen, was carried by his friends out of the field, weeping with indignation at their diſgrace, and calling on them to ſtand, and to vindicate the honour of their name *.

On the firſt intelligence of this defeat, James, though obliged to pawn his jewels in order to raiſe money †, aſſembled a ſmall body of troops, and marched towards the North. He was joined by the Irwines, Keiths, Leſleys, Forbeſes, and other clans at enmity with Huntly and Errol, who having loſt ſeveral of their principal followers at Glenlivat, and others refuſing to bear arms againſt the King in perſon, were obliged to retire to the mountains. James waſted their lands; put garriſons in ſome of their caſtles; burnt others; and left the Duke of Lennox, as his Lieutenant in that part of the kingdom, with a body of men ſufficient to reſtrain them from gathering to any head there, or from infeſting the low

* Cald. 4. 408. † Birch, Mem. 1. 186.

country-

country. Reduced at laſt to extreme diſtreſs, by the rigour of the ſeaſon, and the deſertion of their followers, they obtained the King's permiſſion to go beyond ſeas, and gave ſecurity that they ſhould neither return without his licence, nor engage in any new intrigues againſt the Proteſtant Religion, or the peace of the kingdom *.

1594. Popiſh Lords driven out of the kingdom.

By their exile, tranquillity was re-eſtabliſhed in the North of Scotland; and the firmneſs and vigour, which James had diſplayed in his laſt proceedings againſt them, regained him, in a great degree, the confidence of his Proteſtant ſubjects. But he ſunk, in the ſame proportion, and for the ſame reaſon, in the eſteem of the Roman Catholics. They had aſſerted his mother's right to the Crown of England with ſo much warmth, that they could not with any decency, reject his. And the indulgence, with which he affected to treat the profeſſors of that religion, inſpired them with ſuch hopes, that they viewed his acceſſion to the throne as no undeſirable event. But the rigour with which the King purſued the conſpirators, and the ſevere ſtatutes againſt Popery to which he had given his conſent, convinced them that theſe hopes were viſionary; and they began to look about in queſt of ſome new ſucceſſor, whoſe rights they might oppoſe to his. The Engliſh Papiſts turned their eyes towards the Earl of Eſſex, whoſe generous mind, though firmly eſtabliſhed in the Proteſtant faith, abhorred the ſeverities inflicted in that age, on account of religious opinions. Thoſe of the ſame ſect, who were in exile, formed a bolder ſcheme, and one more ſuitable to their ſituation. They advanced the claim of the Infanta of Spain; and Parſons the Jeſuit publiſhed a book, in which, by falſe quotations from hiſtory, by fabulous genealogies, and ab-

1595. The Roman Catholics incenſed againſt James.

* Spotſw. 404. Cald. 373, &c.

ſurd

Book VIII. 1595. ſurd arguments, intermingled with bitter invectives againſt the King of Scots, he endeavoured to prove the Infanta's title to the Engliſh Crown to be preferable to his. And Philip, though involved already in a war both with France and England, and ſcarce able to defend the remains of the Burgundian Provinces againſt the Dutch commonwealth, eaſily graſped at this airy project. The dread of a Spaniſh Pretender to the Crown, and the oppoſition which the Papiſts began to form againſt the King's ſucceſſion, contributed not a little to remove the prejudices of the Proteſtants, and to prepare the way for that event.

Bothwell forced to fly into Spain.

BOTHWELL, whoſe name has been ſo often mentioned as the diſturber of the King's tranquillity, and of the peace of the kingdom, was now in a wretched condition. Abandoned by the Queen of England, on account of his confederacy with the Popiſh Lords; excommunicated by the Church for the ſame reaſon; and deſerted, in his diſtreſs, by his own followers; he was obliged to fly for ſafety to France, and thence to Spain and Italy, where, after renouncing the Proteſtant faith, he led, many years, an obſcure and indigent life, remarkable only for a low and infamous debauchery. The King, though extremely ready to ſacrifice the ſtrongeſt reſentments to the ſlighteſt acknowledgments, could never be ſoftened by his ſubmiſſions, nor be induced to liſten to any interceſſion in his behalf *.

THIS year the King loſt Chancellor Maitland, an able Miniſter, on whom he had long devolved the whole weight of public affairs. As James loved him, while alive, he wrote, in honour of his memory, a copy of verſes, which, when compared with the compoſitions of that age, are far from being inelegant †.

* Winw. Mem. 1. Spotſ. 410. † Id. 411.

SOON

Book VIII.

1596. A change in the adminiſtration.

Soon after his death, a conſiderable change was made in the adminiſtration. At that time, the annual charges of government far exceeded the King's revenues. The Queen was fond of expenſive amuſements. James himſelf was a ſtranger to œconomy. It became neceſſary for all theſe reaſons, to levy the public revenues with greater order and rigour, and to huſband them with more care. This important truſt was committed to eight gentlemen of the law *, who, from their number were called *Octavians*. The powers veſted in them were ample, and almoſt unlimited. The King bound himſelf neither to add to their number, nor to ſupply any vacancy that might happen, without their conſent: and knowing the facility of his own temper, agreed that no alienation of his revenue, no grant of a penſion, or order on the treaſury, ſhould be held valid, unleſs it were ratified by the ſubſcription of five of the commiſſioners; all their acts and deciſions were declared to be of equal force with the ſentences of judges in civil courts; and in conſequeuce of them, and without any other warrant, any perſon might be arreſted, or their goods ſeized. Such extenſive juriſdiction, together with the abſolute diſpoſal of the public money, drew the whole executive part of the government into their hands. United among themſelves, they gradually undermined the reſt of the King's Miniſters, and ſeized on every lucrative or honourable office. The ancient ſervants of the Crown repined, at being obliged to quit their ſtations to new men. The favourites, and young courtiers, murmured at ſeeing the King's liberality ſtinted by their preſcriptions. And the Clergy exclaimed againſt ſome of them as known apoſtates to Popery, and ſuſpected others of ſecretly favouring it. They retained their power, however, notwithſtand-

* Alexander Seaton Preſident of the Seſſion, Walter Stewart Commendator of Blantyre Lord Privy Seal, David Carnegy, John Lindſay, James Elphingſton, Thomas Hamilton, John Skene Clerk Regiſter, and Peter Young Elemoſynar.

Book VIII. 1596. ing this general combination againſt them; and they owed it intirely to the order and œconomy which they introduced into the adminiſtration of the finances, by which the neceſſary expences of government were more eaſily defrayed, than in any other period of the King's reign *.

Violence of the nation againſt the Popiſh Lords.

THE rumour of vaſt preparations which Philip was ſaid to be carrying on at this time, filled both England and Scotland with the dread of a new invaſion. James took proper meaſures for the defence of his kingdom. But theſe did not ſatisfy the zeal of the Clergy, whoſe ſuſpicions of the King's ſincerity began to revive; and as he had permitted the wives of the baniſhed Peers to levy the rents of their eſtates, and to live in their houſes, they charged him with rendering the act of forfeiture ineffectual, by ſupporting the avowed enemies of the Proteſtant faith. The aſſembly of the Church took under conſideration the ſtate of the kingdom, and having appointed a day of public faſting, they ſolemnly renewed the Covenant, by which the nation was bound to adhere to the Proteſtant faith, and to defend it againſt all aggreſſors. A committee, conſiſting of the moſt eminent Clergymen, and of many Barons, and gentlemen of diſtinction, waited on the King, and laid before him a plan for the ſecurity of the kingdom, and the preſervation of religion. They urged him to appropriate the eſtates of the baniſhed Lords, as a fund for the maintenance of ſoldiers; to take the ſtricteſt precautions for preventing the return of ſuch turbulent ſubjects into the country; and to purſue all who were ſuſpected of being their adherents, with the utmoſt rigour.

March 24.

The King's remiſſneſs with regard to them.

NOTHING could be more repugnant to the King's ſchemes, or more diſagreeable to his inclination, than theſe propoſitions. Averſe

* Spotſ. 413. 435.

through his whole life, to any courſe, where he expected oppoſi- Book VIII.
tion or danger; and fond of attaining his ends, with the character 1596.
of moderation, and by the arts of policy, he obſerved with concern the prejudices againſt him, which were growing among the Roman Catholics, and reſolved to make ſome attonement for that part of his conduct, which had drawn on him their indignation. Elizabeth was now well advanced in years; her life had lately been in danger; if any Popiſh competitor ſhould ariſe to diſpute his right of ſucceſſion, a faction, ſo powerful as that of the baniſhed Lords, might be extremely formidable; and any diviſion among his own ſubjects might prove fatal, at a juncture, which would require their united and moſt vigorous efforts. Inſtead, therefore, of the additional ſeverities which the aſſembly propoſed, James had thoughts of mitigating the puniſhment, which they already ſuffered. And as they were ſurrounded, during their reſidence in foreign parts, by Philip's emiſſaries; as reſentment might diſpoſe them to liſten more favourably, than ever, to their ſuggeſtions; as deſpair might drive them to ſtill more atrocious actions; he reſolved to recall them, under certain conditions, into their native country. Encouraged by theſe ſentiments of the King in their favour, of which they did not want intelligence, and wearied already of the dependant and anxious life of exiles, they ventured to return ſecretly into Scotland. Soon after, they preſented a petition to the King, begging his permiſſion to reſide at their own houſes, and offering to give ſecurity for their peaceable and dutiful behaviour. James called a Convention of eſtates to deliberate on a matter of ſuch importance, and by their advice he granted the petition.

So ſoon as they were informed of this, the members of a committee, appointed by the laſt aſſembly, met at Edinburgh, and with all the precipitancy

The raſh proceedings of the Clergy and people.

Book VIII. 1596. cipitancy of fear, and of zeal, took ſuch reſolutions as they thought neceſſary for the ſafety of the kingdom. They wrote circular letters to all the Preſbyteries in Scotland; they warned them of the approaching danger; they exhorted them to ſtir up their people to the defence of their juſt rights; they commanded them to publiſh, in all their pulpits, the act excommunicating the Popiſh Lords; and enjoined them to lay all thoſe who were ſuſpected of favouring Popery under the ſame cenſure, by a ſummary ſentence, and without obſerving the uſual formalities of trial. And as the danger ſeemed too preſſing to wait for the ſtated meetings of the judicatories of the Church, they made choice of the moſt eminent clergymen in different corners of the kingdom, appointed them to reſide conſtantly at Edinburgh, and to meet every day with the Miniſters of that city, under the name of the *Standing Council of the Church*, and veſted in this body the ſupreme authority, by enjoining it, in imitation of the ancient Roman form, to take care that the Church ſhould receive no detriment.

THESE proceedings, no leſs unconſtitutional than unprecedented, were manifeſt encroachments on the royal prerogative, and bold ſteps towards open rebellion. The King's conduct, however, juſtified in ſome degree ſuch exceſſes. His lenity towards the Papiſts, ſo repugnant to the principles of that age; his pardoning the conſpirators, notwithſtanding repeated promiſes to the contrary; the reſpect he paid to Lady Huntly, who was attached to the Romiſh religion, no leſs than her huſband; his committing the care of his daughter, the Princeſs Elizabeth, to Lady Levingſton, who was infected with the ſame ſuperſtition; the contempt with which he talked, on all occaſions, both of the character of Miniſters, and of their function; were circumſtances which might have filled

minds,

minds, not prone by nature to jealouſy, with ſome ſuſpicions; and might have precipitated into raſh councils, thoſe, who were far removed from intemperate zeal. But, however powerful the motives might be which influenced the Clergy, or however laudable the end they had in view, they conducted their meaſures with no addreſs, and even with little prudence. James diſcovered a ſtrong inclination to avoid a rupture with the Church, and jealous as he was of his prerogative, would willingly have made many conceſſions for the ſake of peace. By his command, ſome of the Privy Counſellors had an interview with the more moderate among the Clergy, and enquired whether Huntly and his aſſociates might not, upon making proper acknowledgments, be again received into the boſom of the Church, and be exempted from any further puniſhment, on account of their paſt apoſtacy and treaſons. They replied, that though the gate of mercy ſtood always open for thoſe who repented and returned, yet as theſe noblemen had been guilty of idolatry, a crime deſerving death both by the law of God, and of man, the civil magiſtrate could not legally grant them a pardon; and even though the Church ſhould abſolve them, it was his duty to inflict puniſhment upon them. This inflexibility in thoſe, who were reckoned the moſt compliant of the order, filled the King with indignation, which the imprudence and obſtinacy of a private Clergyman heightened into rage. Book VIII. 1596.

Mr. David Black, Miniſter at St Andrew's, diſcourſing in one of his Sermons, according to cuſtom, concerning the ſtate of the nation, affirmed that the King had permitted the Popiſh Lords to return into Scotland, and by that action, had diſcovered the treachery of his own heart; that all Kings were the Devil's children; that Satan had now the guidance of the court; that the Queen of Seditious doctrine taught by Black.

Book VIII. 1596. England was an atheiſt; that the judges were miſcreants and bribers; the nobility godleſs and degenerate; the Privy Counſellors cormorants and men of no religion; and in his prayer for the Queen, he uſed theſe words, We muſt pray for her for faſhion ſake, but we have no cauſe, ſhe will never do us good. James commanded him to be ſummoned before the Privy Council, to anſwer for ſuch ſeditious expreſſions; and the clergy, inſtead of abandoning him to the puniſhment, which ſuch a petulant and criminal attack on his ſuperiors deſerved, were ſo imprudent as to eſpouſe his cauſe, as if it had been the common one of the whole order. The controverſy concerning the immunities of the pulpit, and the rights of the Clergy to teſtify againſt vices of every kind, which had been agitated in 1584, was now revived. It was pretended, that with regard to their ſacred function, Miniſters were ſubject to the Church alone; that it belonged only to their eccleſiaſtical ſuperiors to judge of the truth or falſhood of doctrines, delivered in the pulpit; that if, upon any pretence whatever, the King uſurped this juriſdiction, the church would, from that moment, ſink under ſervitude to the civil magiſtrate; that inſtead of reproving vice, with that honeſt boldneſs, which had often been of advantage to individuals, and ſalutary to the kingdom, the Clergy would learn to flatter the paſſions of the Prince, and to connive at the vices of others; that the King's eagerneſs to puniſh the indiſcretion of a Proteſtant Miniſter, while he was ſo ready to pardon the crimes of Popiſh conſpirators, called on them to ſtand on their guard; and that now was the time to contend for their privileges, and to prevent any encroachment on thoſe rights, of which the church had been in poſſeſſion ever ſince the Reformation. Influenced by theſe conſiderations, the council of the Church enjoined Black to decline the juriſdiction of the Privy council. And he, proud of ſuch an

Nov. 10. The Clergy eſpouſe his defence.

oppor-

opportunity to diſplay his zeal, preſented a paper to that purpoſe, and with the utmoſt firmneſs refuſed to plead, or to anſwer the queſtions which were put to him. In order to add greater weight to theſe proceedings, the council of the Church tranſmitted the declinature to all the Preſbyteries throughout the kingdom, and commanded every Miniſter to ſubſcribe it, in teſtimony of his approbation. Book VIII. 1596.

JAMES defended his rights with no leſs vigour than they were attacked. Senſible of the contempt under which his authority muſt fall, if the clergy ſhould be permitted, publickly, and with impunity, to calumniate his miniſters, and even to cenſure himſelf; and knowing, by former examples, what unequal reparation for ſuch offences he might expect from the judicatories of the church, he urged on the inquiry into Black's conduct, and iſſued a proclamation, commanding the members of the council of the church to leave Edinburgh, and to return to their own pariſhes. Black, inſtead of ſubmitting, renewed his declinature; and the council, in defiance of the proclamation, declared, that as they met by the authority of the church, obedience to it was a duty ſtill more ſacred, than that which they owed to the King himſelf. The Privy council, notwithſtanding Black's refuſing to plead, proceeded in the trial; and, after a ſolemn inquiry, pronounced him guilty of the crimes of which he had been accuſed; but referred it to the King, to appoint what puniſhment he ſhould ſuffer.

MEAN while, many endeavours were uſed to bring matters to accommodation. Almoſt every day produced ſome new ſcheme of reconcilement; but through the King's fickleneſs; the obſtinacy of the Clergy, or the intrigues of the courtiers, they all proved ineffectual. Both parties appealed to the people, and by reciprocal

Book VIII. 1596.

and exaggerated accuſations, endeavoured to render each other odious. Inſolence, ſedition, treaſon, were the crimes, with which James charged the Clergy; while they made the pulpits reſound with complaints of his exceſſive lenity towards Papiſts, and of the no leſs exceſſive rigour, with which he oppreſſed the eſtabliſhed Church. Exaſperated by their bold invectives, he, at laſt, ſentenced Black to retire beyond the river Spey, and to reſide there during his pleaſure; and once more commanding the members of the ſtanding council to depart from Edinburgh, he required all the miniſters in the Kingdom to ſubſcribe a bond, obliging themſelves to ſubmit, in the ſame manner as other ſubjects, to the juriſdiction of the civil courts, in matters of a civil nature.

A tumult in Edinburgh.

THIS deciſive meaſure excited all the violent paſſions, which poſſeſs diſappointed factions; and deeds no leſs violent immediately followed. Theſe muſt be imputed in part to the artifices of ſome courtiers, who expected to reap advantage from the calamities of their country, or who hoped to leſſen the authority of the Octavians, by ingaging them in hoſtilities with the church. On one hand, they informed the King that the citizens of Edinburgh were under arms every night, and had planted a ſtrong guard round the houſes of their miniſters. James, in order to put a ſtop to this imaginary inſult on his government, iſſued a proclamation, commanding twenty four of the principal citizens to leave the town, within ſix hours. On the other hand, they wrote to the Miniſters, adviſing them to look to their own ſafety, as Huntly had been ſecretly admitted to an interview with the King, and had been the author of the ſevere proclamation againſt the citizens of Edinburgh*. They

* Though matters were induſtriouſly aggravated by perſons, who wiſhed both parties to purſue violent meaſures; neither of theſe reports were altogether deſtitute of foun-

They doubted no more of the truth of this intelligence, than the King had done of that which he received, and fell as blindly into the ſnare. The letter came to their hands, juſt as one of their number was going to mount the pulpit. They reſolved that he ſhould acquaint the people of their danger; and he painted it, with all the ſtrong colours, which men naturally employ, in deſcribing any dreadful and inſtant calamity. When the ſermon was over, he deſired the nobles and gentlemen to aſſemble in the *Little Church*. The whole multitude, terrified at what they had heard, crowded thither; they promiſed and vowed to ſtand by the Church; they drew up a petition to the King, craving the redreſs of thoſe grievances, of which the Clergy complained, and beſeeching him to deliver them from all future apprehenſions of danger, by removing ſuch of his Counſellors, as were known to be enemies of the Proteſtant religion. Two Peers, two Gentlemen, two Burgeſſes, and two Miniſters, were appointed to preſent it. The King happened to be in the great hall of the Tolbooth, where the court of ſeſſion was ſitting. The manner in which the petition was delivered, as well as its contents, offended him. He gave an haughty reply; the petitioners inſiſted with warmth; and a promiſcuous multitude preſſing into the room, James retired abruptly into another apartment, and commanded the gates to be ſhut behind him. The deputies returned to the multitude, who were ſtill aſſembled, and to whom a miniſter had been reading, in their abſence, the ſtory of Haman. When they reported that the King had refuſed to liſten to their petitions, the Church was filled in a

Book VIII. 1596. Dec. 17.

The King in danger.

foundation. As their Miniſters were ſuppoſed to be in danger, ſome of the more zealous citizens had determined to defend them, by force of arms, Birch. Mem. 2. 250. Huntly had been privately in Edinburgh, where he had an interview, if not with the King, at leaſt with ſome of his Miniſters, Birch. Ibid. 230.

moment.

Book VIII. 1596. moment with noiſe, threatnings, execrations, and all the outrage and confuſion of a popular tumult. Some called for their arms; ſome to bring out the wicked Haman; others cried, the ſword of the Lord and of Gideon; and ruſhing out with the moſt furious impetuoſity, ſurrounded the Tolbooth, threatening the King himſelf, and demanding ſome of his Counſellors whom they named, that they might tear them in pieces. The magiſtrates of the city, partly by authority, partly by force, endeavoured to quell the tumult; the King attempted to ſooth the malecontents, by promiſing to receive their petitions, when preſented in a regular manner; the Miniſters, ſenſible of their own raſhneſs in kindling ſuch a flame, ſeconded both; and the rage of the populace, ſubſiding as ſuddenly as it had riſen, they all diſperſed, and the King returned to the palace; happy in having eſcaped from an inſurrection, which, though the inſtantaneous and unconcerted effect of popular fury, had expoſed his life to imminent danger, and was conſidered by him as an unpardonable affront to his authority *.

As ſoon as he retired, the leaders of the malecontents aſſembled, in order to prepare their petition. The puniſhment of the Popiſh Lords; the removal of thoſe Counſellors, who were ſuſpected of favouring their perſons or opinions; the repeal of all the late acts of council, ſubverſive of the authority of the Church; together with an act approving the proceedings of the ſtanding council; were the chief of their demands. But the King's indignation was ſtill ſo high, that the deputies, choſen for that purpoſe, durſt not venture, that night, to preſent requeſts which could not fail of kindling his rage anew. Before next morning, James, with all his at-

* Spotſw. 417, &c. Cald. 5. 54, &c. Birch, Mem. 2. 235.

tendants,

attendants, withdrew to Linlithgow; the ſeſſion, and other courts of juſtice, were required to leave a city, where it was no longer conſiſtent either with their ſafety, or their dignity to remain; and the noblemen and barons were commanded to return to their own houſes, and not to reaſſemble without the King's permiſſion. The vigour, with which the king acted, ſtruck a damp upon the ſpirits of his adverſaries. The citizens, ſenſible how much they would ſuffer by his abſence, and the removal of the courts of juſtice, repented already of their conduct. The Miniſters alone reſolved to maintain the conteſt. They endeavoured to prevent the nobles from diſperſing; they inflamed the people by violent invectives againſt the King; they laboured to procure ſubſcriptions to an aſſociation for their mutual defence; and conſcious what luſtre and power the junction of ſome of the greater nobles would add to their cauſe, the Miniſters of Edinburgh wrote to Lord Hamilton, that the people, moved by the word of God, and provoked by the injuries offered to the Church, had taken arms; that many of the nobles had determined to protect the Proteſtant Religion, which owed its eſtabliſhment to the piety and valour of their anceſtors; that they wanted only a leader to unite them, and to inſpire them with vigour; that his zeal for the good cauſe, no leſs than his noble birth, entitled him to that honour: They conjured him therefore not to diſappoint their hopes and wiſhes, nor to refuſe the ſuffering Church that aid, which ſhe ſo much needed. Lord Hamilton, inſtead of complying with their deſire, carried the letter directly to the King, whom this new inſult irritated to ſuch a degree, that he commanded the magiſtrates of Edinburgh inſtantly to ſeize their Miniſters, as manifeſt incendiaries, and encouragers of rebellion. The magiſtrates, in order to regain the King's favour, were preparing to

Book VIII.

1596.

He leaves Edinburgh, and proceeds with ſeverity againſt the citizens.

Book VIII 1597. obey; and the Miniſters, who ſaw no other hope of ſafety, fled towards England *.

The King humbles the power of the Church. Jan. 3.

THIS unſucceſsful inſurrection, inſtead of overturning, eſtabliſhed the King's authority. Thoſe concerned in it were confounded and diſperſed. And the reſt of his ſubjects, in order to avoid ſuſpicion, or to gain his favour, contended who ſhould be moſt forward to execute his vengeance. A Convention of eſtates being called, pronounced the late inſurrection to be high treaſon; ordained every Miniſter to ſubſcribe a declaration of his ſubmiſſion to the King's juriſdiction, in all matters civil and criminal; impowered magiſtrates to commit, inſtantly, to priſon any Miniſter, who in his ſermons, ſhould utter indecent reflections on the King's conduct; prohibited any Eccleſiaſtical judicatory to meet, without the King's licence; commanded that no perſon ſhould be elected a magiſtrate of Edinburgh, for the future, without the King's approbation; and that, in the mean time, the preſent magiſtrates ſhould either diſcover, and inflict condign puuiſhment on the authors of the late tumult, or the city itſelf ſhould be ſubjected to all the penalties of that treaſonable action †.

Abridges the privileges of the citizens of Edinburgh.

ARMED with the authority of theſe decrees, James reſolved to cruſh entirely the mutinous ſpirit of his ſubjects. As the Clergy had, hitherto, derived their chief credit and ſtrength from the favour and zeal of the citizens of Edinburgh, his firſt care was to humble them. Though the magiſtrates ſubmitted to him in the moſt abject terms; though they vindicated themſelves, and their fellow citizens, from the moſt diſtant intention of violating his royal perſon or authority; though, after the ſtricteſt ſcrutiny, no circumſtances that could fix on them

* Spotſw. 451. Cald 5. 126. † Cald. 5. 147.

the

the ſuſpicion of premeditated rebellion had been diſcovered; though many of the nobles, and ſuch of the Clergy as ſtill retained any degree of favour, interceded in their behalf; neither acknowledgements, nor interceſſions, were of the leaſt avail *. The King continued inexorable, the city was declared to have forfeited its privileges as a Corporation, and to be liable to all the penalties of treaſon. The capital of the kingdom, deprived of magiſtrates, deſerted by its miniſters, abandoned by the courts of Juſtice, and proſcribed by the king, remained in deſolation and deſpair. The courtiers even threatened to raze the city to the foundation, and to erect a pillar where it ſtood, as an everlaſting monument of the King's vengeance, and of the guilt of its inhabitants. At laſt, in compliance with Elizabeth, who interpoſed in their favour, and moved by the continual ſollicitations of his nobles, James abſolved the citizens from the penalties of law, but, at the ſame time, he ſtripped them of their moſt important privileges; they were neither allowed to elect their own magiſtrates, nor their own Miniſters; many new burdens were impoſed on them; and a great ſum of money was exacted by way of peace-offering †.

Book VIII. 1593.

Feb. 28.

March 21.

JAMES was, mean while, equally aſſiduous, and no leſs ſucceſsful, in circumſcribing the juriſdiction of the Church. Experience had diſcovered that to attempt this, by acts of parliament, and ſentences of privy council, was both ineffectual, and odious. He had recourſe, now, to an expedient more artful, and better calculated for obtaining his end. The Eccleſiaſtical judicatories were compoſed of many members; the majority of the clergy were extremely indigent, and unprovided of legal ſtipends; the miniſters in the

New regulations with regard to the Church.

* Cald. 5. 149. † Spotſw. 434, 444.

Book VIII. 1597. neighbourhood of Edinburgh, notwithſtanding the parity eſtabliſhed by the Preſbyterian government, had aſſumed a leading in the Church, which filled their brethren with envy; every numerous body of men is ſuſceptible of ſudden and ſtrong impreſſions, and liable to be influenced, corrupted, or overawed. Induced by theſe conſiderations, James thought it poſſible to gain the Clergy, whom he had in vain attempted to ſubdue. Proper agents were ſet to work all over the kingdom; promiſes, flattery, and threats were employed; the uſurpations of the brethren near the capital were aggravated; the jealouſy of their power, which was growing in the diſtant provinces, was augmented; and two different General Aſſemblies were held, in both, which, notwithſtanding the zeal and boldneſs, wherewith a few leading Clergymen defended the privileges of the Church, a majority declared in favour of thoſe meaſures, which were agreeable to the King. Many practices, which had continued ſince the reformation, were condemned; many points of diſcipline, which had hitherto been reckoned ſacred and uncontroverted, were given up; the licence, with which miniſters diſcourſed of political matters, was reſtrained; the freedom, with which they inveighed againſt particular perſons, cenſured; ſentences of ſummary excommunication declared unlawful; the convoking a General Aſſembly, without the King's permiſſion, prohibited; and the right of nominating miniſters, to the principal towns, veſted in the Crown. Thus, the Clergy themſelves ſurrendered privileges, which it would have been dangerous to invade, and voluntarily ſubmitted to a yoke, more intolerable than any James would have ventured to impoſe by force; while thoſe who continued to oppoſe his meaſures, inſtead of their former popular topic of the King's violent encroachments on a juriſdiction which did not belong him, were

obliged to turn their outcries againſt the corruptions of their own order*. Book VIII. 1587.

By the authority of theſe aſſemblies, the Popiſh Earls were allowed to make a public recantation of their errors; were abſolved from the ſentence of excommunication; and received into the boſom of the Church. But, not many years after, they relapſed into their former errors, were again reconciled to the church of Rome, and by their apoſtacy juſtified, in ſome degree, the fears and ſcruples of the Clergy with regard to their abſolution. Popiſh Lords pardoned.

The Miniſters of Edinburgh owed to the interceſſion of theſe aſſemblies, the liberty of returning to their charges in the city. But this liberty was clogged in ſuch a manner, as greatly abridged their power. The city was divided into diſtinct pariſhes; the number of Miniſters doubled; perſons on whoſe fidelity the King could rely were fixed in the new pariſhes; and theſe circumſtances, added to the authority of the late decrees of the Church, contributed to confirm that abſolute dominion in Eccleſiaſtical affairs, which James poſſeſſed during the remainder of his reign.

The King was ſo intent on new-modelling the Church, that the other tranſactions of this period ſcarce deſerve to be remembered. The Octavians, envied by the other courtiers, and ſpliting into factions among themſelves, reſigned their commiſſion; and the adminiſtration of the revenue returning into its former channel, both the king and the nation were deprived of the benefit of their regular and frugal œconomy.

* Spotſw. 433. Cald. 5. 189, 233.

Book VIII.

1597. Dec. 19. TOWARDS the end of the year, a parliament was held in order to reſtore Huntly, and his aſſociates, to their eſtates and honours, by repealing the act of forfeiture paſſed againſt them. The authority of this ſupreme court was likewiſe imployed to introduce a farther innovation into the Church; but conformable to the ſyſtem which the king had now adopted, the motion for this purpoſe took its riſe from the Clergy themſelves. As the act of general annexation, and that eſtabliſhing the Preſbyterian government had reduced the few Biſhops, who ſtill ſurvived, to poverty and contempt; as thoſe who poſſeſſed the Abbeys, and Priories, were mere laymen, and many of them temporal Peers, few or none of the Eccleſiaſtical order remained to vote in parliament, and by means of that, the influence of the Crown was conſiderably diminiſhed there, and a proper balance to the power and number of the nobles was wanting. But the prejudices, the nation had conceived againſt the name and character of Biſhops, were ſo violent that James was obliged, with the utmoſt care, to avoid the appearance of a deſign to revive that order. He prevailed therefore on the commiſſion appointed by laſt aſſembly to complain to the parliament, that the Church was the only body in the kingdom deſtitute of its repreſentatives in that ſupreme court, where it ſo nearly concerned every order to have ſome, who were bound to defend its rights; and to crave that a competent number of the Clergy ſhould be admitted, according to ancient cuſtom, to a ſeat there. In compliance with their requeſt, an act was paſſed, by which thoſe Miniſters, on whom the King ſhould confer the vacant Biſhopricks and Abbeys, were intitled to a vote in parliament; and that the Clergy might conceive no jealouſy of any encroachment on their privileges, it was remitted to the General Aſſembly, to determine what ſpiri-

Eccleſiaſtics reſtored to a ſeat in parliament.

tual

tual juriſdiction or authority in the government of the Church theſe perſons ſhould poſſeſs *. Book VIII. 1598.

THE King, however, found it no eaſy matter to obtain the concurrence of the Eccleſiaſtical judicatories, in which the act of parliament met with a fierce oppoſition. Though the Clergy perceived how much luſtre this new privilege would reflect upon their order; though they were not inſenſible of the great acceſſion of perſonal power and dignity, which many of them would have acquired, by being admitted into the ſupreme council of the nation, their abhorrence of epiſcopacy was extreme; and to that, they ſacrificed every conſideration of intereſt or ambition. All the King's profeſſions of regard for the preſent conſtitution of the Church did not convince them of his ſincerity; all the devices that could be invented for reſtraining and circumſcribing the juriſdiction of thoſe, who were to be raiſed to this new honour, did not diminiſh their jealouſy and fear. Their own experience had taught them, with what inſinuating progreſs the hierarchy advances, and though admitted at firſt with moderate authority, and under ſpecious pretences, how rapidly it extends its dominion. "Varniſh over this ſcheme, ſaid one of the leading Clergymen, with what colours you pleaſe; deck the intruder with the utmoſt art; under all this diſguiſe, I ſee the horns of his mitre." The ſame ſentiments prevailed among many of his brethren, and induced them to reject power, and honours, with as much zeal, as ever thoſe of their order courted them. Many, however, were allured by the hopes of preferment; the King himſelf and his Miniſters employed the ſame arts, which they had tried ſo ſucceſsfully laſt year; and after long debates, and much oppoſition, the General Aſſembly declared March 7.

* Spotſw. 450. Parl. 15th Jac. VI. c. 235.

that

Book VIII. 1598. that it was lawful for Miniſters to accept of a ſeat in parliament; that it would be highly beneficial to the Church, to have its repreſentatives in that ſupreme court; and that fifty one perſons, a number nearly equal to that of the Eccleſiaſtics, who were anciently called to parliament, ſhould be choſen from among the Clergy for that purpoſe. The manner of their election, together with the powers to be veſted in them, were left undecided for the preſent, and furniſhed matter of future deliberation *.

1599. James endeavours with ſucceſs to gain a party in England.

As the proſpect of ſucceeding to the Crown of England drew nearer, James multiplied precautions in order to render it certain. And as he was allied to many of the Princes of Germany by his marriage, he ſent ambaſſadors extraordinary to their ſeveral courts, in order to explain the juſtneſs of his title to the Engliſh throne, and to deſire their aſſiſtance, if any competitor ſhould ariſe to diſpute his undoubted rights. Theſe Princes readily acknowledged the equity of his claim; but the aid they could afford him was diſtant and feeble. At the ſame time, Edward Bruce abbot of Kinloſs, his ambaſſador at the Engliſh court, ſollicited Elizabeth, with the utmoſt warmth, to recognize his title by ſome public deed, and to deliver her own ſubjects from the calamities, which are occaſioned by an uncertain or diſputed ſucceſſion. But age had ſtrengthened all the paſſions, which had, hitherto, induced Elizabeth to keep this great queſtion obſcure, and undecided; and a general and evaſive anſwer was all that James could obtain. As no impreſſion could be made on the Queen, the ambaſſador was commanded to ſound the diſpoſition of her ſubjects, and to try what progreſs he could make in gaining them. Bruce poſſeſſed all the

* Spotſ. 450. Cald. 5. 278.

talents

talents of ſecrecy, judgment, and addreſs, requiſite for conducting a negociation, no leſs delicate, than important. A Miniſter of this character was intitled to the confidence of the Engliſh. Many of the higheſt rank unboſomed themſelves to him without reſerve, and gave him repeated aſſurances of their reſolution to aſſert his maſter's right, in oppoſition to every pretender *. And as ſeveral pamphlets were diſperſed, at this time in England, containing objections to his title, James employed ſome learned men in his kingdom to anſwer theſe cavillers, and to explain the advantages which would reſult to both kingdoms, by the union of the Crowns. Theſe books were eagerly read, and contributed not a little to reconcile the Engliſh to that event. A book publiſhed this year, by the King himſelf, produced an effect ſtill more favourable. It was intitled *Baſilicon Doron*, and contained precepts concerning the art of government, addreſſed to Prince Henry his ſon. Notwithſtanding the great alterations and refinements in national taſte ſince that time, we muſt allow this to be no contemptible performance, and not to be inferior to the works of moſt cotemporary writers, either in purity of ſtyle or juſtneſs of compoſition. Even that vain parade of erudition with which it abounds, and which now diſguſts us, raiſed the admiration of that age; and as it was filled with thoſe general rules, which ſpeculative authors deliver for rendering a people happy, and of which James could diſcourſe with great plauſibility, though often incapable of putting them in practice; the Engliſh conceived an high opinion of his abilities, and expected an increaſe of national honour and proſperity, under a Prince ſo profoundly ſkilled in politics, and who gave ſuch a ſpecimen both of his wiſdom, and of his love to his people †.

Book VIII. 1599.

* Johnſt. 242. † Camd. Spotſ. 457.

Book VIII. 1599.

THE Queen of England's ſentiments concerning James, were very different from theſe of her ſubjects. His exceſſive indulgence towards the Popiſh Lords; the facility with which he pardoned their repeated treaſons; his reſtoring Beaton, the Popiſh Archbiſhop of Glaſgow, who had fled out of Scotland at the time of the Reformation, to the poſſeſſion of the temporalities of that benefice; the appointing him his Ambaſſador at the court of France; the applauſe he beſtowed, in the Baſilicon Doron, on thoſe who adhered to the Queen his mother, Elizabeth conſidered as ſo many indications of a mind alienated from the proteſtant religion; and ſuſpected that he would ſoon revolt from the profeſſion of it. Theſe ſuſpicions ſeemed to be fully confirmed, by a diſcovery which came from the Maſter of Gray, who reſided at that time in Italy, and who, rather than ſuffer his intriguing ſpirit to be idle, demeaned himſelf ſo far as to act as a ſpy for the Engliſh court. He conveyed to Elizabeth the copy of a letter, written by James to Pope Clement VIII. in which the King, after many expreſſions of regard for that pontiff, and of gratitude for his favours, declared his firm reſolution to treat the Roman Catholics with indulgence; and, in order to render the intercourſe betwen the court of Rome and Scotland more frequent and familiar, he ſollicited the Pope to promote Drummond, Biſhop of Vaizon, a Scotſman, to the dignity of a Cardinal*. Elizabeth, who had received, by another channel†, ſome imperfect intelligence of this correſpondence, was filled with juſt ſurprize, and immediately deſpatched Bowes into Scotland, to inquire more fully into the truth of the matter, and to reproach James for an action ſo unbecoming a Proteſtant prince. He was no leſs aſtoniſhed at the accuſation, and with a confidence, which nothing but the conſciouſneſs of innocence could inſpire, affirmed the whole to be a mere calumny,

Accuſes him of correſponding with the Pope.

* Cald. 333. † Winw. Mem. vol. i. 37, 52.

and

and the letter itſelf to be forged by his enemies, on purpoſe to bring his ſincerity in Religion to be ſuſpected. Elphingſton the Secretary of ſtate denied the matter with equal ſolemnity. It came to be known by a very ſingular accident, which happened ſome years after, that the information which Elizabeth had received was well founded, though at the ſame time the King's declarations of his own innocence were perfectly conſiſtent with truth. Cardinal Bellarmine, in a reply which he publiſhed to a controverſial treatiſe, of which the king was the author, accuſed him of having abandoned the favourable ſentiments which he had once entertained of the Roman Catholic religion, and as a proof of this quoted his letter to Clement VIII. It was impoſſible, any longer, to believe this to be a fiction; and it was a matter too delicate to be paſſed over without ſtrict inquiry. James immediately examined Elphingſton, and his confeſſion unravelled the whole myſtery. He acknowledged that he had ſhuffled in this letter, among other papers, which he laid before the King to be ſigned, who, ſuſpecting no ſuch deceit, ſubſcribed it together with the reſt, and without knowing what it contained; that he had no other motive, however, to this action, but zeal for his majeſty's ſervice; and, by flattering the Roman Catholics with hopes of indulgence under the King's government, he imagined that he was paving the way for his more eaſy acceſſion to the Engliſh throne. The Privy Council of England entertained very different ſentiments of the Secretary's conduct. In their opinion, not only the King's reputation had been expoſed to reproach, but his life to danger, by this raſh impoſture; they even imputed the gun-powder treaſon to the rage and diſappointment of the Papiſts, upon finding that the hopes which this letter inſpired were fruſtrated. The Secretary was ſent a priſoner into Scotland, to be tried

Book VIII. 1599.

Book VIII. 1599. for high treaſon. His peers found him guilty; but, by the Queen's interceſſion, he obtained a pardon *.

ACCORDING to the account of other hiſtorians, James himſelf was no ſtranger to this correſpondence with the Pope; and, if we believe them, Elphingſton being intimidated by the threats of the Engliſh council, and deceived by the artifices of the Earl of Dunbar, concealed ſome circumſtances in his narrative of this tranſaction, and falſified others; and, at the expence of his own fame, and with the danger of his life, endeavoured to draw a veil over this part of his maſter's conduct †.

James at great pains to gain the Roman Catholics.

BUT whether we impute the writing of this letter to the Secretary's officious zeal, or to the King's command, it is certain, that, about this time, James was at the utmoſt pains to gain the friendſhip of the Roman Catholic Princes, as a neceſſary precaution towards facilitating his acceſſion to the Engliſh throne. Lord Home, who was himſelf a Papiſt, was entruſted with a ſecret commiſſion to the Pope ‡; the Archbiſhop of Glaſgow was an active inſtrument with thoſe of his own religion ||. The Pope expreſſed ſuch favourable ſentiments both of the King, and of his right to the Crown of England, that James thought himſelf bound, ſome years after, to acknowledge the obligation in a public manner **. Sir James Lindſay made great progreſs in gaining the Engliſh Papiſts to acknowledge his Majeſty's title. Of all theſe intrigues Elizabeth received obſcure hints, from different quarters. The more imperfectly ſhe knew, the more violently ſhe ſuſpected the King's deſigns, and the natural jealouſy of her temper increaſing with age, ſhe obſerved his conduct with greater ſolicitude than ever.

* Spotſ. 456, 507. Johnſt. 448. † Cald. vol. v. 322. vi. 147.
‡ Winw. Mem. vol. ii. 57. || Cald. vol. vi. 147. ** Ibid. vol. v. 604.

1600. March 28. His regulations with regard to the church.

THE queſtions with regard to the election and power of the repreſentatives of the church, were finally decided this year, by the General Aſſembly, which met at Montroſe. That place was choſen, as moſt convenient for the miniſters of the north, among whom the King's influence chiefly lay. And although great numbers reſorted from the northern provinces, and the King employed his whole intereſt, and the authority of his own preſence, to gain a majority, the following regulations were with difficulty agreed on. That the General aſſembly ſhall recommend ſix perſons to every vacant benefice, which gave a title to a ſeat in Parliament, out of whom the King ſhall nominate one; that the perſon ſo elected, after obtaining his ſeat in parliament, ſhall neither propoſe, nor conſent to any thing there, that may affect the intereſt of the church, without ſpecial inſtructions to that purpoſe; that he ſhall be anſwerable for his conduct to every General aſſembly; and ſubmit to its cenſure, without appeal, upon pain of infamy and excommunication; that he ſhall diſcharge the duties of a Paſtor, in a particular congregation; that he ſhall not uſurp any eccleſiaſtical juriſdiction, ſuperior to that of his other brethren; that if the church inflict on him the cenſure of deprivation, he ſhall, thereby, forfeit his ſeat in Parliament; that he ſhall annually reſign his commiſſion to the General aſſembly, which may be reſtored to him, or not, as the Aſſembly, with the King's approbation, ſhall judge moſt expedient for the good of the Church *. Nothing could be more repugnant to the idea of Epiſcopal government, than theſe regulations. It was not in conſequence of rights derived from their office, but of powers conferred by a commiſſion, that eccleſiaſtical perſons were to be admitted to a ſeat in Parliament; they were the repreſentatives, not the ſuperiors of the clergy. Deſtitute of all ſpiritual au-

* Spotſ. 453, 457. Cald. vol. v. 368.

thority,

Book VIII. 1600.

thority, even their civil juriſdiction was temporary. James, however, flattered himſelf that they would ſoon be able to ſhake off theſe fetters, and gradually acquire all the privileges which belonged to the epiſcopal order. The clergy dreaded the ſame thing. And he contended for, and they oppoſed the nomination of theſe commiſſioners, not ſo much on account of the powers then veſted in them, as of thoſe, to which it was believed they would ſoon attain *.

Gowry's conſpiracy.

DURING this ſummer, the kingdom enjoyed an unuſual tranquillity. The clergy, after many ſtruggles, were brought under great ſubjection; the Popiſh earls were reſtored to their eſtates and honours, by the authority of Parliament, and with the conſent of the church; the reſt of the nobles were at peace among themſelves, and obedient to the royal authority; when, in the midſt of this ſecurity, the King's life was expoſed to the utmoſt danger, by a conſpiracy altogether unexpected, and almoſt inexplicable. The authors of it were John Ruthven Earl of Gowry, and his brother Alexander, the ſons of that Earl who was beheaded in the year 1584. Nature had adorned both theſe young men, eſpecially the elder brother, with many accompliſhments, to which education had added its moſt elegant improvements. More learned, than is uſual among perſons of their rank; more religious, than is common at their age of life; generous, brave, popular; their countrymen, far from thinking them capable of any atrocious crime, conceived the moſt ſanguine hopes of their early virtues. Notwithſtanding all theſe noble qualities, ſome unknown motive engaged them in a conſpiracy, which, if we adhere to the account commonly received,

* Spotſ. 454.

must be tranſmitted to poſterity, as one of the moſt wicked, as well as one of the worſt concerted, of which hiſtory makes any mention. Book VIII. 1600.

On the fifth of Auguſt, as the King, who reſided during the hunting ſeaſon in his Palace of Falkland, was going out to his ſport early in the morning, he was accoſted by Mr. Alexander Ruthven, who, with an air of great importance, told the King, that the evening before he had met an unknown man, of a ſuſpicious aſpect, walking alone in a by-path, near his brother's houſe at Perth; and on ſearching him, had found, under his cloak, a pot filled with a vaſt quantity of foreign gold; that he had immediately ſeized both him and his treaſure, and without communicating the matter to any perſon, had kept him confined and bound in a ſolitary houſe; and that he thought it his duty to impart ſuch a ſingular event, firſt of all to his Majeſty. James immediately ſuſpected this unknown perſon to be a trafficking prieſt, ſupplied with foreign coin, in order to excite new commotions in the kingdom; and reſolved to impower the Magiſtrates of Perth to call the perſon before them, and inquire into all the circumſtances of the ſtory. Ruthven violently oppoſed this reſolution, and with many arguments urged the King to ride directly to Perth, and to examine the matter with his own eyes. Mean while the chace began; and James, notwithſtanding his paſſion for that amuſement, could not help ruminating on the ſtrangeneſs of the tale, and on Ruthven's importunity. At laſt, he called him, and promiſed when the ſport was over, to ſet out for Perth. The chace, however, continued long; and Ruthven, who all the while kept cloſe by the king, was ſtill calling on him to make haſte. At the death of the Buck, he would not allow James to ſtay till a freſh horſe was brought him; and obſerving the Duke of Lennox and the Earl of Mar preparing to accompany the King, he entreated him to countermand them. This James refuſed; and though

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Book VIII. 1600. Ruthven's impatience and anxiety, as well as the apparent perturbation in his whole behaviour, raiſed ſome ſuſpicions in his mind; yet his own curioſity, and Ruthven's ſolicitations, prevailed on him to ſet out for Perth. When within a mile of the town, Ruthven rode forward to inform his brother of the King's arrival, though he had already deſpatched two meſſengers for that purpoſe. At a little diſtance from the town, the Earl, attended by ſeveral of the citizens, met the King, who had only twenty perſons in his train. No preparations were made for the King's entertainment; the Earl appeared penſive and embarraſſed, and was at no pains to attone, by his courteſy or hoſpitality, for the bad fare with which he treated his gueſts. When the King's repaſt was over, his attendants were led to dine in another room, and he being left almoſt alone, Ruthven whiſpered him, that now was the time to go to the chamber where the unknown perſon was kept. James commanded him to bring Sir Thomas Erſkine along with them; but, inſtead of that, Ruthven ordered him not to follow: and conducting the King up a ſtair-caſe, and then through ſeveral apartments, the doors of which he locked behind him, led him at laſt into a ſmall ſtudy, in which there ſtood a man clad in armour, and with a ſword and dagger by his ſide. The King, who expected to have found one diſarmed and bound, ſtarted at the ſight, and enquired if this was the perſon; but Ruthven ſnatching the dagger from the girdle of the man in armour, and holding it to the King's breaſt, "Remember, "ſaid he, how unjuſtly my father ſuffered by your command; you "are now my priſoner; ſubmit to my diſpoſal without reſiſtance, or "outcry; or this dagger ſhall inſtantly avenge his blood." James expoſtulated with Ruthven, intreated, and flattered him. The man, whom he found in the ſtudy, ſtood, all the while, trembling, and diſmayed, without courage either to aid the King, or to ſe-

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cond his aggreſſor. Ruthven proteſted that if the King raiſed no outcry, his life ſhould be ſafe; and, moved by ſome unknown reaſon, retired in order to call his brother, leaving to the man in armour the care of the King, whom he bound by oath, not to make any noiſe during his abſence.

WHILE the King was in this dangerous ſituation, his attendants growing impatient to know whither he had retired, one of Gowry's attendants entered the room haſtily, and told them that the King had juſt rode away towards Falkland. All of them ruſhed out into the ſtreet; and the Earl, in the utmoſt hurry, called for their horſes. But, by this time, his brother had returned to the King, and ſwearing that now there was no remedy; he behoved to die; offered to bind his hands. Unarmed as James was, he ſcorned to ſubmit to that indignity; and cloſing with the aſſaſſin, a fierce ſtruggle enſued. The man in armour ſtood as formerly, amazed and motionleſs; and the King dragging Ruthven towards a window, which during his abſence he had perſuaded the perſon with whom he was left, to open, cried, with a wild and affrighted voice, "Treaſon! Treaſon! Help! I am murdered!" His attendants heard, and knew the voice; and ſaw, at the window, a hand which graſped the King's neck with violence. They flew with precipitation to his aſſiſtance. Lennox and Mar, with the greater number, ran up the principal ſtair-caſe, where they found all the doors ſhut, which they battered with the utmoſt fury, endeavouring to burſt them open. But Sir John Ramſey, entering by a back-ſtair, which led to the apartment where the King was, found the door open; and ruſhing upon Ruthven, who was ſtill ſtruggling with the King, ſtruck him twice with his dagger, and thruſt him towards the ſtair-caſe, where Sir Thomas Erſkine and Sir Hugh Herreis met, and killed him; he

Book VIII. 1600. crying with his laſt breath, "Alas! I am not to blame for this "action." During this ſcuffle, the man, who had been concealed in the ſtudy, eſcaped unobſerved. Together with Ramſay, Erſkine, and Herreis, one Wilſon a footman entered the room where the King was, and before they had time to ſhut the door, Gowrie ruſhed in with a drawn ſword in each hand, followed by ſeven of his attendants well armed, and with a loud voice threatened them all with inſtant death. They immediately thruſt the King into the little ſtudy, and ſhutting the door upon him, encountered the Earl. Notwithſtanding the inequality of numbers, Sir John Ramſey pierced Gowrie thro' the heart, and he fell down dead without uttering a word; his followers having received ſeveral wounds, immediately fled. Three of the King's defenders were likewiſe hurt in the conflict. A dreadful noiſe continued ſtill at the oppoſite door, where many perſons laboured in vain to force a paſſage; and the King being aſſured that they were Lennox, Mar, and his other friends, it was opened on the inſide. They ran to the King, whom they unexpectedly found ſafe, with tranſports of congratulation; and he, falling on his knees, with all his attendants round him, offered ſolemn thanks to God for ſuch a wonderful deliverance. The danger, however, was not yet over. The inhabitants of the town, whoſe Provoſt Gowrie was, and by whom he was extremely beloved, hearing the fate of the two brothers, ran to their arms, and ſurrounded the houſe, threatened revenge, with many inſolent and opprobrious ſpeeches againſt the King. James endeavoured to pacify the enraged multitude, by ſpeaking to them from the window; he admitted their magiſtrates into the houſe; related to them the whole circumſtances of the fact; and their fury ſubſiding by degrees, they diſperſed. On ſearching the Earl's pockets for papers, that might diſcover his deſigns and accomplices, nothing was found but a ſmall parchment bag, full

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of magical characters, and words of enchantment; and if we may believe the account of the conſpiracy publiſhed by the King, "while "theſe were about him, the wound of which he died, bled not; "but as ſoon as they were taken away, the blood guſhed out in "great abundance." After all the dangerous adventures of this buſy day, the King returned in the evening to Falkland, having committed the dead bodies of the two brothers to the cuſtody of the Magiſtrates of Perth.

The motive of the conſpirators not eaſily explained.

NOTWITHSTANDING the minute detail which the King gave of all the circumſtances of this conſpiracy againſt his life, the motives which induced the two brothers to attempt an action ſo deteſtable, the end they had in view, and the accomplices, on whoſe aid they depended, were altogether unknown. The words of Ruthven to the King gave ſome grounds to think, that the deſire of revenging their father's death had inſtigated them to this attempt. But, whatever injuries their father had ſuffered, it is ſcarce probable that they could impute them to the King, whoſe youth and ſubjection, at that time, to the violence of a faction, exempted him from being the object of reſentment, on account of actions which were not done by his command. James had even endeavoured to repair the wrongs which the father had ſuffered, by benefits to his children; and Gowrie himſelf, ſenſible of his favour, acknowledged it with the warmeſt expreſſions of gratitude. Three of the Earl's attendants, being convicted of aſſiſting him in this aſſault on the king's ſervants, were executed at Perth; but they could give no light into the motives, which had prompted their maſter to an action ſo repugnant to theſe acknowledgments. Diligent ſearch was made for the perſon concealed in the ſtudy, and from him great diſcoveries were expected. But Andrew Henderſon the Earl's ſteward, who, upon a promiſe of pardon, confeſſed

Book VIII. 1600. himſelf to be the man, was as much a ſtranger to his maſter's deſigns as the reſt; and though placed in the ſtudy by Gowrie's command, he did not even know for what end that ſtation had been aſſigned him. The whole tranſaction remained as impenetrably dark as ever; and the two brothers, it was concluded, had concerted their ſcheme without either confident or accomplice, with unexampled ſecrecy as well as wickedneſs.

Sprot's diſcoveries concerning it.

An accident, no leſs ſtrange than the other circumſtances of the ſtory, and which happened nine years after, diſcovered that this opinion, however plauſible, was ill founded; and that the two brothers had not carried on their machinations all alone. One Sprot, a notary, having whiſpered among ſeveral perſons that he knew ſome ſecrets relating to Gowrie's conſpiracy, the privy council thought the matter worthy of their attention, and ordered him to be ſeized. His confeſſion was partly voluntary, and partly forced from him by torture. According to his account, Logan of Reſtalrig, a gentleman of an opulent fortune, but of diſſolute morals, was privy to all Gowrie's intentions, and an accomplice in his crimes. Mr. Ruthven, he ſaid, had frequent interviews with him, in order to concert the plan of their operations; the Earl had correſponded with him to the ſame purpoſe; and one Bour, Logan's confident, was truſted with the ſecret, and carried the letters between them. Both Logan and Bour were now dead. But Sprot affirmed that he had read letters written both by Gowrie and Logan, on that occaſion; and in confirmation of his teſtimony, ſeveral of Logan's letters, which a curioſity fatal to himſelf had prompted Sprot to ſteal from among Bour's papers, were produced*.

Theſe

* Logan's letters were five in number. One to Bour, another to Gowrie, and three of them without any direction; nor could Sprot diſcover the name of the perſon to whom

Theſe were compared, by the privy council, with papers of Logan's hand writing, and the reſemblance was manifeſt. Perſons of undoubted credit, and well qualified to judge of the matter, examined them, and ſwore to their authenticity. Death itſelf did not exempt Logan from proſecution, his bones were dug up, and tried for High Treaſon, and by a ſentence, equally odious and illegal*, his

whom they were written. Logan gives him the appellation of *Right Honourable*. It appears from this, however, and from other words in the letter, *Crom.* 95. that there were ſeveral perſons privy to the conſpiracy. The date of the firſt letter is July 18th. Mr. Ruthven had communicated the matter to Logan only five days before. Ibid. It appears from the original *ſummons of Forfaulture* againſt Logan's heirs, that Bour, though he had letters addreſſed to him with regard to a conſpiracy equally dangerous and important, was ſo illiterate that he could not read. "Jacobus Bour, literarum prorſus ignarus, dicti Georgii opera in legendis omnibus "ſcriptis ad eum miſſis, vel pertinentibus, utebatur." This is altogether ſtrange; and nothing but the capricious character of Logan can account for his chuſing ſuch a confident.

* By the Roman law, perſons guilty of the crime of High Treaſon might be tried even after death. This practice was adopted by the Scots, without any limitation, Parl. 1540. c. 69. But the unlimited exerciſe of this power was ſoon conceived to be dangerous; and the Crown was laid under proper reſtrictions, by an act A. D. 1542. which has never been printed. The words of it are, "And becauſe the ſaid Lords (i. e. the Lords of articles) think the ſaid act (viz. in 1540) too general, and prejudicial to the Barons in the realm, therefore ſtatutes and ordains that the ſaid act ſhall have no place in time coming, but againſt the heirs of them that notoriouſly commits or ſhall commit leſe majeſty againſt the King's perſon, againſt the realm for averting the ſame, and againſt them that ſhall happen to betray the King's army allenarly, and being notourly known in their time; and the heirs of theſe perſons to be called and judged within five years after the deceaſe of the ſaid perſons committers of the ſaid crimes; and the ſaid time being bypaſt, the ſaid heirs never to be purſued for the ſame." The ſentence againſt Logan violated this ſtatute in two particulars. He was not notourly known during his life to be an accomplice in the crime for which he was tried; and his heirs were called in queſtion more than five years after his death. It is remarkable that this ſtatute ſeems not to have

been

Book VIII. 1600. his lands were forfeited, and his poſterity declared infamous. Sprot was condemned to be hanged for miſpriſion of treaſon. He adhered to his confeſſion to the laſt, and having promiſed, on the ſcaffold, to give the Spectators a ſign in confirmation of the truth of what he had depoſed, he thrice clapped his hands, after he was thrown off the ladder by the executioner *.

But though it be thus unexpectedly diſcovered that Gowrie did not act without aſſociates, little additional light is thrown, by this diſcovery, on the motives and intention of his conduct. It appears almoſt incredible that two young men of ſuch diſtinguiſhed virtue, ſhould revolt, all at once, from their duty, and attempt a crime ſo atrocious, as the murder of their Sovereign. It appears ſtill more improbable, that they ſhould have concerted their undertaking with ſo

been attended to in the parliament which forfeited Logan. Another ſingular circumſtance deſerves notice. As it is a maxim of juſtice that no perſon can be tried in abſence; and as lawyers are always tenacious of their forms, and often abſurd in their devices for preſerving them, they contrived that in any proceſs againſt a dead perſon, his corps or bones ſhall be preſented at the bar. Examples of this occur frequently in the Scottiſh hiſtory. After the battle of Corrichie, the dead body of the Earl of Huntly was preſented in parliament, before ſentence of *forfaulture* was pronounced againſt him. For the ſame reaſon the bodies of Gowrie and his brother were preſerved, in order that they might be produced in parliament. Logan's bones, in compliance with the ſame rule, were dug up. Mackenz. Crim. Law. Book. 1. Tit. 6. §. 22.

* It appears that Archbiſhop Spotſwood was preſent at the execution of Sprot. *Crom.* 115: and yet he ſeems to have given no credit to his diſcoveries. The manner in which he ſpeaks of him is remarkable, "Whether or not I ſhould mention "the arraignment and execution of George Sprot, who ſuffered at Edinburgh, "I am doubtful. His confeſſion, though voluntary and conſtant, carrying ſmall "probability. This man depoſed, &c. It ſeemed to be a very fiction, and a "mere invention of the man's own brain, for neither did he ſhew the letter, nor "could

ſo little foreſight and prudence. If they intended that the deed ſhould have remained concealed, they could not have choſen a more improper ſcene for executing it than their own houſe. If they intended that Henderſon ſhould have ſtruck the blow, they could not have pitched on a man more deſtitute of the courage, that muſt direct the hand of an aſſaſſin; nor could they expect that he, unſolicited, and unacquainted with their purpoſe, would venture on ſuch a deſperate action. If Ruthven meant to ſtab the king with his own hand, why did he withdraw the dagger after it was pointed at his breaſt? How could he leave the King, after ſuch a plain declaration of his intention? was it not prepoſterous to commit him to the keeping of ſuch a timid and falſe aſſociate, as Henderſon? For what purpoſe did he waſte time, in binding the hands of an unarmed man, whom he might eaſily have diſpatched with

"could any wiſe man think that Gowrie, who went about the treaſon ſo ſecretly, "would have communicated the matter to ſuch a man as Logan was known to be." p. 508. Spotſwood could not be ignorant of the ſolemnity with which Logan had been tried, and of the proof brought of the authenticity of his letters. He himſelf was probably preſent in parliament at the trial. The earl of Dunbar, of whom he always ſpeaks with the higheſt reſpect, was the perſon who directed the proceſs againſt Logan. Such a peremptory declaration againſt the truth of Sprot's evidence, notwithſtanding all theſe circumſtances, is ſurprizing. Sir Thomas Hamilton, the King's advocate at that time, and afterwards Earl of Hadington, repreſents the proof produced at Logan's trial as extremely convincing; and in an original letter of his to the King 21ſt of June 1609. (in Bibl. Facult. Jurid.) after mentioning the manner in which the trial had been conducted, he thus goes on.

"When the probation of the ſummons was referred to the Lords of Article's votes, they found uniformly, all in one voice, the ſaid ſummons to be ſo clearly proved, that they ſeemed to contend who ſhould be able moſt zealouſly to expreſs the ſatisfaction of his heart, not only by the moſt pithy words, but by tears of joy; diverſe of the beſt rank confeſſing, that that whereof they doubted at their entry into the houſe was now ſo manifeſt, that they behoved to eſteem them traitors, who ſhould any longer refuſe to declare their aſſured reſolution of the truth of that treaſon."

his

Book VIII. 1600. his ſword? Had providence permitted them to embrue their hands in the blood of their Sovereign, what advantage could have accrued to them by his death? and what claims or pretenſions could they have oppoſed to the rights of his children*? Inevitable and inſtant vengeance, together with perpetual infamy, were the only conſequences they could expect to follow ſuch a crime.

On the other hand, it is impoſſible to believe that the King had formed any deſign againſt the life of the two brothers. They had not incurred his indignation, by any crime; and were, in no degree, the objects of his jealouſy or hatred †; nor was he of a ſpirit ſo

* It has been aſſerted, that, in conſequence of the King's death, the Earl of Gowrie might have pretended to the Crown of England, as the ſon of Dorothea Stewart daughter of Lord Methven by Margaret of England, who after her divorce from the Earl of Angus, took that nobleman for her third huſband. Burnet Hiſt. of his own times. But this aſſertion is ill founded. It appears, from undoubted evidence that Lord Methven had only one child by Queen Margaret, which died in its infancy, and Dorothea Lady Ruthven was not the daughter of Queen Margaret, but of Janet Stewart Lord Methven's ſecond Wife, a daughter of John Earl of Athol. Crawf. Peer. 329. And though Gowrie had really been deſcended from the blood royal of England, the King had at that time a ſon and a daughter; and beſides them, Lady Arabella Stewart daughter of Charles Earl of Lennox had a preferable title to the Crown of England.

† Sir Henry Nevile, in a letter to Sir Ralph Winwood, imputes the death of the two brothers to a cauſe not mentioned by any of our Hiſtorians. "Out of Scotland we hear that there is no good agreement, but rather an open diffidence betwixt the King and his wife, and many are of opinion that the diſcovery of ſome affection between her and the Earl of Gowrie's brother (who was killed with him) was the trueſt cauſe and motive of that tragedy." Winw. Mem. vol. 1. 274. Whether the following paſſages in Nicolſon's letter be any confirmation of that ſuſpicion, is ſubmitted to the reader. In his letter Sept. 22, 1602, he mentions the return of Gowrie's two younger brothers into Scotland, and adds, "The coming in of

ſo ſanguinary, or ſo noted for raſh and deſperate valour, as to have attempted to murder them in their own houſe, where they were ſurrounded with many domeſtics, he only with a ſlender and unarmed train; where they could call to their aſſiſtance the inhabitants of a city, at the devotion of their family, while he was at a diſtance from all aid; and leaſt of all would he have choſen for his aſſociates, in ſuch an enterprize, the Earl of Mar, and the Duke of Lennox, the former connected in cloſe friendſhip with the houſe of Gowrie, and the latter married to one of the Earl's ſiſters. Book VIII. 1600.

WHICHSOEVER of theſe oppoſite ſyſtems we embrace; whether we impute the intention of murder to Gowrie, or to the King; inſuperable difficulties ariſe, and we are involved in darkneſs, myſtery, and contradictions. Perhaps the ſource of the whole conſpiracy ought to be ſearched for deeper, and by deriving it from a more remote cauſe, we may diſcover it to be leſs criminal. A conjecture concerning the intention of the conſpirators.

To keep the King of Scots in continual dependance, was one great object of Elizabeth's policy. In order to this, ſhe ſometimes ſoothed him; and ſometimes bribed his Miniſters and favourites; and when ſhe failed of attaining her end by theſe means, ſhe en-

of theſe two, and the Queen of Scots dealing with them, and ſending away and furniſhing Mrs. Beatrix [their ſiſter] with ſuch information as Sir Thomas Erſkine has given, hath bred great ſuſpicion in the King of Scots that they come not in but upon ſome dangerous plot." In another letter January 1, 1603. "The day of writing my laſt Mrs. Beatrix Ruthven was brought by the Lady Paiſly, and Mrs. of Angus, as one of their gentlewomen into the court in the evening, and ſtowed in a chamber prepared for her by the Queen's direction, where the Queen had much time and conference with her. Of this the King got notice, and ſhewed his diſlike thereof to the Queen, gently reproving her for it, and examining quietly of the Queen's ſervants of the ſame, and of other matters thereunto belonging with ſuch diſcretion and ſecrecy as requires ſuch a matter.

Book VIII. 1600. encouraged the Clergy to render any adminiſtration ſhe diſtruſted unpopular, by decrying it, or ſtirred up ſome faction of the nobles to oppoſe, and to overturn it. They, unacquainted with the arts of undermining a Miniſtry by intrigues, had recourſe to the ruder practice of rendering themſelves maſters of the King's perſon, that they might thereby obtain the directions of his councils. Thoſe nobles, who ſeized the King at the *Raid of Ruthven*, were inſtigated, and ſupported by her. Bothwell, in all his wild attempts, enjoyed her protection, and found a retreat in her dominions. The connections which James had been forming of late with the Roman Catholic Princes, his ſecret negociations in England with her ſubjects, and the maxims by which he governed his own kingdom, all contributed to excite her jealouſy. She dreaded ſome great Revolution in Scotland to be approaching, and it was her intereſt to prevent it. The Earl of Gowrie was one of the moſt powerful of the Scottiſh nobles, and deſcended from anceſtors warmly attached to the Engliſh intereſt. He had adopted the ſame ſyſtem, and believed the welfare of his country to be inſeparably connected with the ſubſiſtence of the alliance between the two kingdoms. During his reſidence at Paris, he had contracted an intimate friendſhip with Sir Henry Nevill, the Queen's ambaſſador there, and was recommended by him to his Court, as a perſon of whom great uſe might be made *. Elizabeth received him, as he paſſed through England, with diſtinguiſhed marks of reſpect and favour. From all theſe circumſtances, a ſuſpicion may ariſe, that the plan of the conſpiracy againſt the King was formed at that time, in concert with her. Such a ſuſpicion prevailed in that age, and from the letters of Nicholſon, Elizabeth's agent in Scotland, it appears not to be deſtitute of foundation. An Engliſh ſhip was obſerved hovering, for ſome time, in the mouth of the firth of Forth.

* Winw. 1. 156.

The Earl's two younger brothers fled into England, after the ill ſucceſs of the conſpiracy, and were protected by Elizabeth. And James himſelf, though he prudently concealed it, took great umbrage at her behaviour. None, however, of Elizabeth's intrigues in Scotland tended to hurt the King's perſon, but only to circumſcribe his authority, and to thwart his ſchemes. His life was the ſureſt ſafe-guard of her own, and reſtrained the Popiſh pretenders to her Crown, and their abettors, from deſperate attempts, to which their impatience and bigotry might, otherwiſe, have urged them on. To have encouraged Gowrie to murder his Sovereign, would, on her part, have been an act of the utmoſt imprudence. Nor does this ſeem to have been the intention of the two brothers. Mr. Ruthven, firſt of all, endeavoured to decoy the King to Perth, without any attendants. When theſe proved more numerous than was expected, the Earl employed a ſtratagem in order to ſeparate them from the King, by pretending that he had rode away towards Falkland, and by calling haſtily for their horſes, that they might follow him. By ſhutting James up, mean while, in a diſtant corner of the houſe, and by attempting to bind his hands, their deſign ſeems to have been rather to ſeize, than to aſſaſſinate him. And though Gowrie had not collected his followers, ſo as to have been able to detain him long a priſoner, in that part of the kingdom, by open force, he might ſoon have been conveyed aboard the Engliſh ſhip, which waited perhaps to receive him, and he might have been landed at Faſt-Caſtle, a houſe of Logan's, in which, according to many obſcure hints in his letters, ſome rendezvous of the conſpirators was to be held. Amidſt the ſurprize and terror, into which the King muſt have been thrown by the violence offered to him, it was extremely natural for him to conclude that his life was ſought. It was the intereſt of all his followers to confirm him in this belief, and to magnify his danger, in order to add

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Book VIII. 1600.

to the importance, and merit of their own ſervices. And thus his fear, and their vanity, aided by the credulity and wonder, which the contemplation of any great and tragical event, when not fully underſtood, is apt to inſpire, augmented the whole tranſaction. On the other hand, the extravagance and improbability of the circumſtances, which were added, detracted from the credit of thoſe, which really happened; and even furniſhed pretences for calling in queſtion the truth of the whole conſpiracy.

Many diſbelieve the account publiſhed by the King.

THE account of what had happened at Perth reached Edinburgh next morning. The privy council commanded the Miniſters of that city inſtantly to aſſemble their people; and, after relating to them the circumſtances of the conſpiracy formed againſt the King's life, to return public thanks to God, for the protection which he had ſo viſibly afforded him. But as the firſt accounts tranſmitted to Edinburgh, written in hurry, and while the circumſtances of the conſpiracy were but imperfectly known, and the paſſions which it excited ſtrongly felt, were indiſtinct, exaggerated, and contradictory, the Miniſters laid hold of this; and though they offered to give public thanks to God for the King's ſafety, they refuſed to enter into any detail of particulars, or to utter from the chair of truth, what appeared to be ſtill dubious and uncertain.

A FEW days after, the King returned to Edinburgh; and though Galloway, the Miniſter of his own Chapel, made an harangue to the people at the public croſs, in which he recited all the circumſtances of the conſpiracy; though James himſelf, in their hearing, confirmed his account; though he commanded a narrative of the whole tranſaction to be publiſhed; the Miniſters of that city, as well as many of their brethren, ſtill continued incredulous, and unconvinced.

Their high eſteem of Gowrie, their jealouſy of every part of the King's conduct, added to ſome falſe and many improbable circumſtances in the narrative, not only led them to ſuſpect the whole, but gave their ſuſpicions an air of credibility. But at length, the King, partly by arguments, partly by threats, prevailed on all of them, except Mr. Robert Bruce, to own that they were convinced of the truth of the conſpiracy. He could be brought no further than to declare, that he reverenced the King's account of the tranſaction, but could not ſay that he himſelf was perſuaded of the truth of it. The ſcruples or obſtinacy of a ſingle man would have been little regarded, but as the ſame ſpirit of incredulity began to ſpread among the people, the example of one, in ſo high reputation for integrity and abilities, was extremely dangerous. The King was at the utmoſt pains to convince and to gain Bruce, but finding it impoſſible to remove his doubts, he deprived him of his benefice, and after repeated delays, and many attempts towards a reconcilement, baniſhed him the kingdom *. Book VIII. 1600. how Scotch!

THE proceedings of parliament were not retarded by any ſcruples of this ſort. The dead bodies of the two brothers were produced there, according to law; an indictment for High Treaſon was preferred againſt them; witneſſes were examined; and, by an unanimous ſentence, their eſtates and honours were forfeited; the puniſhment due to Traitors was inflicted on their dead bodies; and as if the puniſhment hitherto in uſe did not expreſs ſufficient deteſtation of their crimes, the parliament enacted that the ſurname of Ruthven ſhould be aboliſhed; and in order to preſerve the memory of the King's miraculous eſcape, and to declare the ſenſe which the nation had of the divine goodneſs, to all future ages, appointed Proceedings of parliament againſt the conſpirators.

* Spotſ. 461, &c. Cald. 5. 389, &c.

the

Book VIII. 1600. the fifth of Auguſt to be obſerved, annually, as a day of public thankſgiving *.

THOUGH

* A few weeks after the death of the two brothers, the King publiſhed a *diſcourſe of their vile and unnatural conſpiracy againſt his life.* In the year 1713, George Earl of Cromertie publiſhed an "Hiſtorical account of the conſpiracy by the Earl "of Gowrie, and Robert Logan of Reſtalrig againſt King James VI." He ſeems not to have ſeen the account which the King himſelf had given of that matter, and borrows the whole hiſtorical part from Spotſwood, and other authors; but he has extracted from the public records the depoſitions of the witneſſes produced by the King's Council, in order to make good the charge againſt the two brothers and Logan their aſſociate. From theſe two treatiſes our knowledge of all the material circumſtances of the conſpiracy is derived. The evidence which they contain, one would expect to be authentic and deciſive. An account of a fact, ſtill recent, publiſhed by royal authority, and the original depoſitions of perſons examined in preſence of the higheſt court in the nation, ought to convey a degree of evidence ſeldom attained in hiſtorical relations, and to exclude all remaining doubt and uncertainty. But as every thing with regard to this tranſaction is dark and problematical, the King's account and the depoſitions of the witneſſes not only vary but contradict each other in ſo many circumſtances, that much room is ſtill left for heſitation, and hiſtorical ſcepticiſm. The teſtimony of Henderſon is the fulleſt and moſt important, but in ſeveral particulars the King's account and his are contradictory. I. According to the King's account, while Mr. Ruthven was holding the dagger at his breaſt, "the fellow in the ſtudy ſtood quaking and trembling." Diſc. 17. But Henderſon ſays that he himſelf wreſted the dagger out of Mr. Ruthven's hand. Diſc. 53. Crom. 50. Henderſon likewiſe boaſted to his wife that he had that day twice ſaved the King from being ſtabbed. Diſc. 54. Crom. 53. II. The King aſſerts that Henderſon opened the window during Mr. Ruthven's abſence. Diſc. 23. Henderſon depoſes that he was only attempting to open it when Mr. Ruthven returned, and that during the ſtruggle between the King and him, he opened it. Diſc. 53, 54. Crom. 51, 52. III. If we may believe the King, the fellow in the ſtudy ſtood, during the ſtruggle, behind the King's back inactive and trembling all the time. Diſc. 27. But Henderſon affirms that he ſnatched away the garter with which Mr. Ruthven attempted to bind the King; that he pulled back Ruthven's hand while he was endeavouring to ſtop the King's mouth, and that he opened the window. Diſc. 54. Crom. 52. IV. By the King's account,

Mr.

THOUGH Gowrie's conſpiracy occaſioned a ſuddden and a great alarm, it was followed by no conſequences of importance; and having

Eſſex's conſpiracy againſt Elizabeth.

Mr. Ruthven left him in the ſtudy, and went away in order to meet with his brother, and the Earl came up the ſtairs for the ſame purpoſe. Diſc. 23. Henderſon depoſes that when Mr. Ruthven left the King, "he believes that he did not paſs from the door." Crom. 51. It is apparent both from the ſituation of the houſe, and from other circumſtances, that there could not poſſibly have been any interview between the brothers at this time. Diſc. 23.

Henderſon was twice examined, firſt at Falkland before the privy council in Auguſt, and next at Edinburgh before the Parliament in November. Not to mention ſome leſſer variations between theſe depoſitions, we ſhall point out two which are remarkable. In his firſt depoſition Mr. Henderſon relates the moſt material circumſtance of the whole in theſe words. "Mr. Ruthven pulled out the deponent's "dagger and held the ſame to his Majeſty's breaſt, ſaying, *remember you of my father's* "*murder; you ſhall now die for it*, and minting to his Highneſſe's heart, with the dag- "ger, the deponent threw the ſame out of Mr. Ruthven's hands, and ſwore that "as God ſhall judge his ſoul, that if Mr. Ruthven had retained the dagger in his "hand, the ſpace a man may go ſix ſteps, he would have ſtricken the King to the "hilts with it." Diſc. 52. But at his ſecond examination he varied from this in two material circumſtances. Firſt the words which he at that time put in Mr Ruthven's mouth while he held the dagger at the King's breaſt are, "*Sir you muſt be my pri-* "*ſoner; remember on my father's death.*" Secondly when he threatened him with death, it was only to deter him from making any noiſe. "*Hold your tongue or by Chriſt you* "*ſhall die.*" 2. In his firſt depoſition, the words of Mr. Ruthven when he returned to the chamber where he had left the King, are "*There is no remedy, by God you muſt* "*die.*" But in his ſecond depoſition. "By God there is no remedy, and offered to "bind his Majeſty's hands." Crom. 51. The material words *you muſt die* are omitted. The firſt depoſition ſeems plainly to intimate that it was Ruthven's intention to murder the King. The ſecond would lead us to conclude that he had no other deſign than to detain him as a priſoner.

There are likewiſe ſome remarkable contradictions in the teſtimonies of the other witneſſes. 1. In the diſcourſe publiſhed by authority it is inſinuated that the tumult of the inhabitants was raiſed againſt the King, and that it required ſome art

to

Book VIII. 1601. having been concerted by the two brothers, either without any aſſociates, or with ſuch as were unknown, and choſe to remain ſo, the danger was over, as ſoon as diſcovered. But not long after, a conſpiracy broke out in England againſt Elizabeth, which, though the firſt danger was inſtantly diſpelled, produced tragical effects, that rendered the cloſe of that Queen's reign diſmal and unhappy. As James was deeply intereſted in that event, it merits our particular notice.

THE court of England was, at this time, divided between two powerful factions, which contended for the ſupreme direction of affairs. The leader of the one was Robert D'Evreux, Earl of Eſſex; Sir Robert Cecil, the ſon of Lord Treaſurer Burleigh, was at the head of the other. The former was the moſt accompliſhed, and the moſt popular of all the Engliſh nobles; brave, generous, affable; though impetuous, yet willing to liſten to the councils of thoſe whom he loved; an avowed, but not an implacable enemy; a friend no leſs conſtant, than warm; incapable of diſguiſing his own ſentiments, or of miſrepreſenting thoſe of others; better fitted for the camp, than for the court; and of a genius that qualified him for the firſt place in the adminiſtration, with a ſpirit

to pacify them. Diſc. 32. The Duke of Lennox confirms this in his depoſition. Crom. 44. An act of privy council ſummoning the Magiſtrates of Perth to anſwer for that riot is ſtill extant. And yet Andrew Roy, one of the Baillies of the town, depoſes that he himſelf raiſed the people, and that they took arms in order to aſſiſt the King. Crom. 66. 2. Henderſon depoſes that he gave an evaſive anſwer to Mr. John Moncrief, who enquired where he had been that morning, becauſe the Earl had commanded him not to let any man know that he had been at Falkland. Diſc. 54. Moncrief depoſes to the ſame purpoſe. Crom. 64. And yet George Hay, afterwards Lord Kinnoul, and Chancellor of Scotland, and Peter Hay, depoſe that the Earl, in their preſence, aſked Henderſon, "Whom he found with the King at Falkland?" Crom. 70, 71. Which queſtion ſeems to prove that he did not aim at keeping that journey a ſecret.

which ſcorned the ſecond, as below his merit. He was ſoon diſtinguiſhed by the Queen, who, with a profuſion uncommon to her, conferred on him, even in his earlieſt youth, the higheſt honours, and moſt important offices. Nor did this diminiſh the eſteem and affection of his countrymen; but, by a rare felicity, he was at once the favourite of his Sovereign, and the darling of the people. Cecil, on the other hand, educated in a Court, and trained under a father, deeply ſkilled in all its arts, was crafty, inſinuating, induſtrious; and though poſſeſſed of talents, which fitted him for the higheſt offices, he did not rely upon his merit alone for attaining them, but availed himſelf of every advantage, which his own addreſs, or the miſtakes of others afforded him. Two ſuch men were formed to be rivals, and enemies. Eſſex deſpiſed the arts of Cecil, as low and baſe. To Cecil, the Earl's magnanimity appeared to be preſumption and folly. All the military men, except Raleigh, favoured Eſſex. Moſt of the courtiers adhered to Cecil, whoſe manners more nearly reſembled their own.

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As Elizabeth advanced in years, the ſtruggle between theſe factions became more violent. Eſſex, in order to ſtrengthen himſelf, had early courted the friendſhip of the King of Scots, for whoſe right of ſucceſſion he was a zealous advocate, and held a cloſe correſpondence both with him, and with his principal Miniſters. Cecil, devoted to the Queen alone, roſe daily to new honours, by the aſſiduity of his ſervices, and the patience, with which he expected the reward of them. While the Earl's high ſpirit and impetuoſity ſometimes expoſed him to checks from a Miſtreſs, who, though partial in her affection towards him, could not eaſily bear contradiction, and conferred favours often unwillingly, and always ſlowly. His own ſollicitations, however, ſeconded maliciouſly by his enemies, who wiſhed to remove him at a diſ-

His correſpondence with the Scotch King.

Book VIII. 1601. tance from court, advanced him to the command of the army employed in Ireland, againſt Tyronne, and to the office of Lord Lieutenant of that kingdom, with a commiſſion almoſt unlimited. His ſucceſs, in that expedition, did not equal either his own promiſes, or the expectations of Elizabeth. The Queen, peeviſh from her diſappointment, and exaſperated againſt Eſſex by the artifices of his enemies, wrote him a harſh letter, full of accuſations and reproaches. Theſe, his impatient ſpirit could not bear, and, in the firſt tranſports of his reſentment, he propoſed to carry over a part of his army into England, and by driving his enemies from the Queen's preſence, to reinſtate himſelf in favour, and in power. But, upon more mature thoughts, he abandoned this raſh deſign, and ſetting ſail with a few officers, devoted to his perſon, landed in England, and poſted directly to court. Elizabeth received him, without any ſymptom either of affection or of diſpleaſure. By proper compliances and acknowledgments, he might have regained his former aſcendant over the Queen. But he thought himſelf too deeply injured to ſubmit to theſe. Elizabeth, on the other hand, determined to ſubdue his haughty temper; and though her ſeverity drew from him the moſt humble letters, ſhe confined him to the Lord Keeper's houſe, and appointed commiſſioners to try him, both for his conduct during his government of Ireland, and for leaving that kingdom without her permiſſion. By their ſentence, he was ſuſpended from all his offices, except that of Maſter of the horſe, and continued a priſoner during the Queen's pleaſure. Satisfied with having mortified his pride thus far, Elizabeth did not ſuffer the ſentence to be recorded, and ſoon after allowed him to retire to his own houſe. During theſe tranſactions, which occupied ſeveral months, Eſſex fluctuated between the allegiance he owed to his Sovereign, and the deſire of revenge; and ſometimes leaned to the one, and ſometimes to the other. In one of the intervals when the latter prevailed, he ſent a meſ-

James's cautious conduct.

a meſſenger into Scotland to encourage the King to aſſert his own right to the ſucceſſion by force of arms, and to promiſe that, beſides the aſſiſtance of the Earl and all his friends in England, Lord Mountjoy, now Lord Lieutenant of Ireland, would join him with 5000 men, from that kingdom. But James did not chuſe to hazard the loſing a kingdom, which was juſt ready to fall into his hands, by a premature attempt to ſeize it. Mountjoy, too, declined the enterprize, and Eſſex adopted more dutiful ſchemes; all thoughts of ambition appearing to be totally effaced out of his mind. Book VIII. 1601.

THIS moderation, which was merely the effect of diſguſt and diſappointment, was not of long continuance. And the Queen, having not only refuſed to renew a lucrative grant, which ſhe had formerly beſtowed, but to admit him into her preſence, that new injury drove a temper, naturally impatient, and now much fretted, to abſolute deſpair. His friends, inſtead of ſoothing his rage, or reſtraining his impetuoſity, added to both, by their imprudent and intereſted zeal. After many anxious conſultations, he determined to attempt to redreſs his wrongs by violence. And conſcious how unpopular ſuch an enterprize would be, if it appeared to proceed from motives of private revenge alone, he endeavoured to give it the ſemblance of public utility, by mingling the King of Scotland's intereſt with his own. He wrote to James, that the faction which now predominated in the Engliſh court, had reſolved to ſupport the pretenſions of the Infanta of Spain to the crown, that the places of the greateſt importance in the kingdom were put into the hands of his avowed enemies; and that unleſs he ſent ambaſſadors, without delay, to inſiſt on the immediate declaration of his right of ſucceſſion, their meaſures were ſo well concerted, that all his hopes would be deſperate. James, who knew how diſagreeable ſuch a propoſal would be to the Queen of England, was not willing raſhly to ex- The wild attempts of Eſſex.

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poſe himſelf to her diſpleaſure. But Eſſex, blinded by reſentment, and impatient for revenge, abandoned himſelf to theſe paſſions, and acted like a man guided by frenzy or deſpair. With two or three hundred followers, incompleatly armed, he attempted to aſſault a throne, the beſt eſtabliſhed in Europe. Sallying, at their head, out of his own houſe, he called on the citizens of London, if they either valued his life, or wiſhed to preſerve the kingdom from the dominion of the Spaniards, to take arms, and to follow his ſtandard. He advanced towards the palace, with an intention to drive Cecil and his faction out of the Queen's preſence, and to obtain a declaration of the Scottiſh King's right of ſucceſſion *. But, though almoſt adored by the citizens, not a man would join him in this wild enterprize. Diſpirited by their indifference, deſerted by ſome of his own attendants, and almoſt ſurrounded by the troops, which marched under different leaders into the city, he retreated to his own houſe; and without any bold effort, ſuitable to his preſent condition, or worthy of his former reputation for courage, he ſurrendered to his enemies.

As ſoon as James heard of Eſſex's ill ſucceſs, he appointed the Earl of Mar, and the Abbot of Kinloſs, to repair as his ambaſſadors to the court of England. The former of theſe was the perſon, by whoſe means Eſſex had carried on his correſpondence with the King. He was a paſſionate admirer of the Earl's character, and diſpoſed to attempt every thing that could contribute to his ſafety. Bruce, united in a cloſe friendſhip with Mar, was ready to ſecond him with equal zeal. Nor was the purpoſe of the ambaſſy leſs friendly to Eſſex, than the choice of the ambaſſadors; they were commanded to ſollicit, in the warmeſt manner, for the Earl's life,

* Birch. Mem. 2. 477.

and if they found that the King, by avowing his friends, could either promote their deſigns, or contribute to their ſafety, they were impowered to lay aſide all diſguiſe, and to promiſe that he would put himſelf at their head, and claim what was due to him, by force of arms *. But before the ambaſſadors could reach London, Eſſex had ſuffered the puniſhment he merited by his treaſon. Perhaps the fear of their interpoſing, in order to obtain his pardon, haſtened his death. Elizabeth continued, for ſome time, irreſolute concerning his fate, and could not bring herſelf to conſign into the hands of the executioner, a man, who had once poſſeſſed her favour ſo intirely, without a painful ſtruggle between her reſentment againſt his late miſconduct, and her ancient affection towards him. The diſtreſs to which he was now reduced tended naturally to ſoften the former, while it revived the latter with new tenderneſs; and the interceſſion of one faithful friend, who had intereſt with the Queen, might perhaps have ſaved his life, and have procured him a remiſſion, which, of herſelf, ſhe was aſhamed to grant. But this generous nobleman had at that time no ſuch friend. And Elizabeth, ſollicited inceſſantly by her Miniſters, and offended with the haughtineſs of Eſſex, who, as ſhe imagined, ſcorned to ſue for pardon, at laſt commanded the ſentence to be put in execution. No ſooner was the blow ſtruck, than ſhe repented of her own raſhneſs, and bewailed his death with the deepeſt ſorrow. James always conſidered him as one, who had fallen a martyr to his ſervice, and after his acceſſion to the Engliſh throne, reſtored his ſon to his honours, as well as all his aſſociates in the conſpiracy, and diſtinguiſhed them with his favour †.

His death.

* Johnſt. 289. Birch. Mem. 2. 510. † Camd. Spotſ. 464.

THE

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James continues his intrigues in England.

THE Scottiſh ambaſſadors, finding that they had arrived too late to execute the chief buſineſs committed to their charge, not only concealed that part of their inſtructions, with the utmoſt care; but congratulated the Queen, in their Maſter's name, on her happy eſcape from ſuch an audacious conſpiracy. Elizabeth, though no ſtranger to the King's correſpondence with Eſſex, or to that nobleman's intention of aſſerting James's right to the Crown, was not willing that theſe ſhould be known to the people, and, for that reaſon, received the congratulations of the Scottiſh ambaſſadors with all poſſible marks of credit, and good will; and in order to ſooth James, and to preſerve the appearances of union between the two courts, increaſed the ſubſidy which ſhe paid him annually. The ambaſſadors reſided for ſome time in England, and were employed, with great ſucceſs, in renewing and extending the intrigues, which Bruce had formerly entered into with the Engliſh nobles. As Elizabeth advanced in years, the Engliſh turned their eyes more and more towards Scotland, and were eager to prevent each other in courting the favour of their future Monarch. Aſſurances of attachment, profeſſions of regard, and promiſes of ſupport, were offered to James from every corner of the kingdom. Cecil himſelf, perceiving what hopes Eſſex had founded on the friendſhip of the Scottiſh King, and what advantages he might have derived from it, thought it prudent to ſtand no longer at a diſtance from a Prince, who might ſo ſoon become his Maſter. But being ſenſible, at the ſame time, how dangerous ſuch an intercourſe might prove, under a Miſtreſs naturally jealous, and whoſe jealouſy grew ſtronger with old age; though he entered into a correſpondence with him, he carried it on with all the ſecrecy and caution neceſſary in his ſituation, and peculiar to his character. And James, having gained the man whoſe oppoſition and influence he had hitherto chiefly dreaded,

dreaded, waited, in perfect ſecurity, till that event ſhould happen, which would open his way to the throne of England. It was, with ſome difficulty, that he reſtrained, within proper bounds, his adherents in that kingdom, who labouring to diſtinguiſh themſelves by that officious zeal, with which a Prince, who has a near proſpect of mounting the throne, is always ſerved, urged him to allow a motion to be made in parliament for declaring his right of ſucceſſion to the Crown. James prudently diſcouraged that deſign; but it was with no ſmall ſatisfaction that he obſerved the aſcendant he was acquiring in a court, whoſe dictates he had been, ſo long, obliged to obey; and which had either preſcribed or thwarted every ſtep he had taken during the whole courſe of his reign *. Book VIII. 1601.

NOTWITHSTANDING the violent ſtruggles of the political factions which divided the court, and the frequent revolutions which had happened there, ſince the King firſt took the reins of government into his own hands, Scotland had enjoyed unuſual tranquillity, being undiſturbed by any foreign enemy, and free from any inteſtine commotion of long continuance. During this period, James endeavoured to civilize the Highlands and the Iſles, a part of his dominions almoſt totally neglected by former Monarchs, though the reformation of it was an object highly worthy of their care. The long peace with England had afforded an opportunity of ſubduing the licentious ſpirit of the borderers, and of reſtraining their depredations, often no leſs ruinous to their countrymen, than to their enemies. The inhabitants of the Low Country began, gradually, to forget the uſe of arms, and to become attentive to the arts of peace. But the Highlanders, retaining their natural fierceneſs, averſe from labour, and inured to rapine, infeſted their more induſ- 1602. Attempts to civilize the Highlanders.

* Spotſ. 467, 471. Birch. Mem. 2. 514.

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trious neighbours, by their continual incurſions. James being ſolicitous not only to repreſs their inroads, but to render them uſeful ſubjects *, had at different times enacted many wiſe laws extremely conducive to theſe ends. All landlords, or Chiefs of Clans, were enjoined to permit no perſons to reſide in their eſtates, who could not find ſufficient ſurety for their good behaviour; they were required to make a liſt of all ſuſpicious perſons under their juriſdiction, to bind themſelves to deliver them up to juſtice, and to indemnify thoſe, who ſhould ſuffer by their robberies; and, in order to aſcertain the faithful performance of theſe articles, the chiefs themſelves were obliged to give hoſtages to the King, or to put pledges in his hands. Three towns, which might ſerve as a retreat for the induſtrious, and a nurſery for arts and commerce, were appointed to be built in different parts of the Highlands; one in Cantyre, another in Lochabar, and a third in the iſle of Lewis; and, in order to draw the inhabitants thither, all the privileges of Royal Boroughs were to be conferred upon them. Finding it, however, to be no eaſy matter to inſpire the inhabitants of thoſe countries with the love of induſtry, a reſolution was taken to plant among them, colonies of people from the more induſtrious countries. The firſt experiment was made in the Iſle of Lewis; and as it was advantageouſly ſituated for the fiſhing trade, a ſource from which Scotland ought naturally to derive great wealth, the colony tranſported thither was drawn out of Fife, the inhabitants of which were well ſkilled in that branch of commerce. But before they had remained there long enough to manifeſt the good effects of this inſtitution, the iſlanders, enraged at ſeeing their country occupied by thoſe intruders, took arms, and ſurprizing them in the night-time, murdered ſome of them, and compelled the reſt to abandon the ſettlement.

* Baſil. Dor. 159.

The

The King's attention being ſoon after turned to other objects, we hear no more of this ſalutary project. Though James did not purſue the deſign, with that ſteady application and perſeverance, without which it is impoſſible to change the manners of a whole people, he had the glory, however, not only of having firſt conceived the thought, but of having firſt pointed out the proper method of introducing the civil arts of life into that part of the Iſland *. Book VIII. 1602.

AFTER having long enjoyed a good ſtate of health, the effect of a ſound conſtitution, and the reward of uncommon regularity and temperance, Elizabeth began, this winter, to feel her vigour decreaſe, and to be ſenſible of the infirmities of old age. Having removed on a very ſtormy day from Weſtminſter to Richmond, whither ſhe was impatient to retire, her complaints increaſed. She had no formed fever; her pulſe was good; but ſhe eat little, and could not ſleep. Her diſtemper ſeemed to proceed from a deep melancholy, which appeared both in her countenance and behaviour. She delighted in ſolitude, ſhe ſat conſtantly in the dark; and was often drowned in tears. Elizabeth's laſt illneſs and death. 1603. January 31.

No ſooner was the Queen's indiſpoſition known, than perſons of all ranks, and of all different ſects and parties, redoubled their applications to the King of Scots, and vied with each other, in profeſſions of attachment to his perſon, and in promiſes of ſubmiſſion to his government. Even ſome of her own ſervants, weary of the length of her reign, fond of novelty, impatient to get rid of the burden of gratitude for paſt benefits, and expecting to ſhare in the liberality of a new Prince, began to deſert her. And crowds of people hurried towards Scotland, eager to pre-occupy the favour of the ſucceſſor, or afraid of being too late in paying homage to him.

* Parl. 1587, 1594, 1597. Spotſ. 468.

Book VIII. 1603. MEAN while, the Queen's diſeaſe increaſed, and her melancholy appeared to be ſettled and incurable. Various conjectures were formed concerning the cauſes of a diſorder, from which ſhe ſeemed to be exempted by the natural cheerfulneſs of her temper. Some imputed it to her being forced, contrary to her inclination, to pardon the Earl of Tyrone, whoſe rebellion had for many years created her ſo much trouble. Others imagined that it aroſe from obſerving the ingratitude of her courtiers, and the levity of her people, who beheld her health declining with moſt indecent indifference, and looked forward to the acceſſion of the Scottiſh King, with an impatience, which they could not conceal. The moſt common opinion, at that time, and perhaps the moſt probable, was that it flowed from grief for the Earl of Eſſex. She retained an extraordinary regard for the memory of that unfortunate nobleman; and though ſhe often complained of his obſtinacy, ſeldom mentioned his name without tears *. An accident happened ſoon after her retiring to Richmond, which revived her affection with new tenderneſs, and imbittered her ſorrows. The Counteſs of Nottingham, being on her death-bed, deſired to ſee the Queen, in order to reveal ſomething to her, without diſcovering which, ſhe could not die in peace. When the Queen came into her chamber, ſhe told her, that while Eſſex lay under ſentence of death, he was deſirous of imploring pardon in the manner which the Queen herſelf had preſcribed, by returning a ring, which during the height of his favour ſhe had given him, with a promiſe that, if in any future diſtreſs, he ſent that back to her as a token, it ſhould intitle him to her protection; that Lady Scroop was the perſon he intended to imploy in order to preſent it; that by a miſtake, it was put into her hands inſtead of Lady Scroop's; and that ſhe having communicated the matter to her huſband, one of Eſſex's moſt implacable enemies, he had forbid

* Birch. Mem. 2. 505.

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her either to carry the ring to the Queen, or to return it to the Earl. The Counteſs, having thus diſcloſed her ſecret, begged the Queen's forgiveneſs; but Elizabeth, who now ſaw both the malice of the Earl's enemies, and how unjuſtly ſhe had ſuſpected him of inflexible obſtinacy, replied, "God may forgive you, but I never can;" and left the room in great emotion †. From that moment, her ſpirit ſunk entirely; ſhe could ſcarce taſte food; ſhe refuſed all the medicines preſcribed her by her phyſicians; declaring that ſhe wiſhed to die, and would live no longer. No intreaty could prevail on her to go to bed; ſhe ſat on cuſhions, during ten days and nights, penſive, and ſilent, holding her finger almoſt continually in her mouth, with her eyes open, and fixed on the ground. The only thing to which ſhe ſeemed to give any attention, were the acts of devotion, performed in her apartment, by the Archbiſhop of Canterbury; and in theſe ſhe joined with great appearance of fervour. Waſted, at laſt, as well by anguiſh of mind, as by long abſtinence, ſhe

Book VIII. 1603.

† This anecdote concerning Elizabeth was firſt publiſhed by Oſborne, Mem. of Eliz. p. 23; is confirmed by the teſtimony of de Maurier, Mem. 260, and by the traditional evidence of Lady Elizabeth Spelman publiſhed by Dr. Birch, Negoc. 206. Camden mentions the Queen's grief for Eſſex's death as one of the cauſes of her melancholy. Some original papers remain which prove that this was commonly believed at the time. Birch Mem. 2. 506. But Eſſex had been beheaded two years before her death, and there ſeems to have been no other reaſon, but that which we have aſſigned, why her ſorrow ſhould revive with ſo much violence at ſo great a diſtance of time. As the death of the Counteſs of Nottingham happened about a fortnight before the Queen's death, the coincidence of theſe events, together with the other evidence mentioned, adds ſo much probability to the ſtory related by Oſborne, as will entitle it to a place in hiſtory. The only objection to the account we have given of Elizabeth's attachment to Eſſex, ariſes from her great age. At the age of 68, the amorous paſſions are commonly abundantly cool, and the violence of all the paſſions, except one, is much abated. But the force of this objection is entirely removed by an Author who has illuſtrated many paſſages in the Engliſh Hiſtory, and adorned more. Catalogue of Roy. and Nob. Authors. Article Eſſex.

Book VIII. 1603. expired without a ſtruggle, on Thurſday the 24th day of March in the 70th year of her age, and the 45th of her reign *.

Her character.

FOREIGNERS often accuſe the Engliſh of indifference and diſreſpect towards their Princes. But without reaſon; no people are more grateful than they to thoſe Monarchs, who merit their gratitude. The names of Edward III. and Henry V. are mentioned by the Engliſh of this age, with the ſame warmth, as they were by thoſe, who ſhared in the bleſſings and ſplendor of their reigns. The memory of Elizabeth is ſtill adored in England. And the hiſtorians of that kingdom, after celebrating her love of her people; her ſagacity in diſcerning their true intereſt; her ſteadineſs in purſuing it; her wiſdom in the choice of her Miniſters; the glory ſhe acquired by arms; the tranquillity ſhe ſecured to her ſubjects; and the increaſe of fame, of riches, and of commerce, which were the fruits of all theſe; juſtly rank her among the moſt illuſtrious Princes. Even the defects in her character, they obſerve, were not of a kind pernicious to her people. Her exceſſive frugality was not accompanied with the love of hoarding; and though it prevented ſome great undertakings, and rendered the ſucceſs of others incompleat, it introduced œconomy into her adminiſtration, and exempted the nation from many burdens, which a Monarch, more profuſe, or more enterprizing, muſt have impoſed. Her ſlowneſs in rewarding her ſervants ſometimes diſcouraged uſeful merit; but it prevented the undeſerving from acquiring power and wealth, to which they had no title. Her extreme jealouſy of thoſe princes, who pretended to diſpute her right to the Crown, led her to take ſuch precautions, as tended no leſs to the public ſafety, than to her own; and to court the affections of her people, as the

* Camd. Birch. Mem. 2. 506. Birch. Negoc. 206. Strype, 4, 373.

firmeſt

firmeſt ſupport of her throne. Such is the picture the Engliſh draw of this great Queen. Book VIII. 1603.

WHOEVER undertakes to write the Hiſtory of Scotland finds himſelf obliged, frequently, to view her in a very different, and in a leſs amiable light. Her authority in that kingdom, during the greater part of her reign, was little inferior to that, which ſhe poſſeſſed in her own. But this authority, acquired at firſt by a ſervice of great importance to the nation, ſhe exerciſed in a manner extremely pernicious to its happineſs. By her induſtry in fomenting the rage of the two contending factions; by ſupplying the one with partial aid; by feeding the other with falſe hopes; by ballancing their power ſo artfully, that each of them was able to diſtreſs, and neither of them to ſubdue the other; ſhe rendered Scotland long the ſeat of diſcord, confuſion, and bloodſhed: and her craft and intrigues, effecting what the valour of her anceſtors could not accompliſh, reduced that kingdom to a ſtate of dependance on England. The maxims of policy, often little conſonant to thoſe of morality, may, perhaps, juſtify this conduct. But no apology can be offered for her behaviour to Queen Mary; a ſcene of diſſimulation without neceſſity; and of ſeverity beyond example. In almoſt all her other actions, Elizabeth is the object of our higheſt admiration; in this, we muſt allow that ſhe not only laid aſide the magnanimity, which became a Queen, but the feelings, natural to a woman.

THOUGH Elizabeth would never permit the queſtion concerning the right of ſucceſſion to the Crown to be determined in parliament; nor declare her own ſentiments concerning a point, which ſhe wiſhed to remain an impenetrable myſtery; ſhe had, however, formed no deſign of excluding the Scottiſh King from an inheritance, to which his James proclaimed King of England.

Book VIII. his title was undoubted. A ſhort time before her death, ſhe broke
1603. the ſilence, which ſhe had ſo long preſerved on that ſubject, and told Cecil and the Lord Admiral, "That her throne, was the throne of Kings; that ſhe would have no mean perſon to aſcend it, and that her Couſin the King of Scots ſhould be her ſucceſſor." This ſhe confirmed on her death-bed. And as ſoon as ſhe breathed her laſt, the Lords of the Privy-Council proclaimed James King of England. All the intrigues carried on by foreigners, in favour of the Infanta, all the cabals formed, within the kingdom, to ſupport the titles of Lady Arabella, and the Earl of Hartford, diſappeared in a moment; and nobles, and people, forgetting their ancient hoſtilities with Scotland, and their averſion for the dominion of ſtrangers, teſtified their ſatisfaction with louder acclamations, than were uſual at the acceſſion of their native Princes. Amidſt this tumult of joy, a motion made by a few patriots, who propoſed to preſcribe ſome conditions to the ſucceſſor, and to exact from him the redreſs of ſome grievances, before they called him to the throne, was ſcarce heard; and Cecil, by ſtifling it, added to his ſtock of merit with his new Maſter. Sir Charles Percy, brother of the Earl of Northumberland, and Thomas Somerſet the Earl of Worceſter's ſon, were deſpatched to Scotland, with a letter to the King, ſigned by all the Peers and Privy Councellors then in London; informing him of the Queen's death, of his Acceſſion to the throne, of their care to recognize his title, and of the univerſal applauſe, with which the public proclamation of it had been attended. They made the utmoſt haſte to deliver this welcome meſſage; but were prevented by the zeal of Sir Robert Carey, Lord Hunſdane's youngeſt ſon, who ſetting out a few hours after Elizabeth's death, arrived at Edinburgh on Saturday night, juſt as the King had gone to bed. He was immediately admitted into the royal apartment, and kneeling

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Book VIII. 1603. though they exulted at the King's proſperity, were melted into ſorrow by theſe tender declarations *.

Takes poſſeſſion of the throne.

On the fifth of April, he began his journey, with a ſplendid, but not a numerous train; and next day he entered Berwick. Wherever he came, immenſe multitudes were aſſembled to welcome him; and the principal perſons, in the different Counties through which he paſſed, diſplayed all their wealth and magnificence in entertainments prepared for him, at their houſes. Elizabeth had reigned ſo long in England, that moſt of her ſubjects remembered no other court but her's; and their notions of the manners and decorum ſuitable to a prince were formed upon what they had obſerved there. It was natural to apply this ſtandard to the behaviour and actions of their new Monarch, and to compare him, at firſt ſight, with the Queen, on whoſe throne he was to be placed. James, whoſe manners were extremely different from her's, ſuffered by the compariſon. He had not that flowing affability, by which Elizabeth captivated the hearts of her people; and though eaſy among a few whom he loved, his indolence could not bear the fatigue of rendering himſelf agreeable to a mixed multitude. He was no leſs a ſtranger to that dignity, with which Elizabeth tempered her familiarity. And inſtead of that well-judged frugality, with which ſhe conferred titles of honour, he beſtowed them with an undiſtinguiſhing profuſion, that rendered them no longer marks of diſtinction, or rewards of merit. But theſe were the reflections of the few alone; the multitude continued their acclamations; and amidſt theſe, James entered London on the 7th of May, and took peaceable poſſeſſion of the throne of England.

* Spotſ. 476.

THUS were united two kingdoms, divided from the earlieſt accounts of time, but deſtined, by their ſituation, to form one great monarchy. And by this junction of its whole native force, Great Britain hath riſen to an eminence and authority in Europe which England and Scotland could never have attained.

A view of the Revolutions in the conſtitution of Scotland ſince the acceſſion of James VI.

THE Scots had ſo long conſidered their Monarchs as next heirs to the Engliſh throne, that they had full leiſure to reflect on all the conſequences of their being advanced to that dignity. But dazzled with the glory of giving a Sovereign to their powerful enemy, relying on the partiality of their native Prince, and in full expectation of ſharing liberally in the wealth and honours he would now be able to beſtow, they attended little to the moſt obvious conſequences of that great event, and rejoiced at his acceſſion to the throne of England, as if it had been no leſs beneficial to the kingdom, than honourable to the King. They ſoon had reaſon, however, to adopt very different ſentiments; and from that period, we may date a total alteration in the political conſtitution of Scotland.

THE feudal Ariſtocracy, which had been ſubverted in moſt nations of Europe by the policy of their Princes, or had been undermined by the progreſs of commerce, ſtill ſubſiſted with full force in Scotland. Many cauſes had contributed gradually to augment the power of the Scottiſh nobles; and even the Reformation, which in every other country where it prevailed added to the authority of the Monarch, had increaſed their wealth and influence. A King, poſſeſſed of a ſmall revenue, with a prerogative extremely limited, and unſupported by a ſtanding army, could not exerciſe much authority over ſuch potent ſubjects. He was obliged to govern by expedients; and the laws derived their force not from his power to execute them, but from the voluntary ſubmiſſion of the

Book VIII. nobles. But though this produced a ſpecies of government feeble and irregular beyond example; though Scotland, under the name, and with all the outward enſigns of a Monarchy, was really ſubject to an Ariſtocracy, the people were not altogether unhappy; and even in this wild form of a conſtitution, there were principles, which tended to their ſecurity and advantage. The King, checked and overawed by the nobles, durſt venture upon no act of arbitrary power. The nobles, jealous of the King, whoſe claims and pretenſions were many, though his power was ſmall, were afraid of irritating their dependants by unreaſonable exactions, and tempered the rigour of ariſtocratical tyranny, with a mildneſs and equality to which it is naturally a ſtranger. And while the military genius of the feudal government, remained in vigour, the vaſſals both of the Crown and of the Barons were not only free from oppreſſion, but courted by their ſuperiors, whoſe power and importance were founded on their attachment and love.

But, by his acceſſion to the throne of England, James acquired ſuch an immenſe acceſſion of wealth, of power, and of ſplendor, that the nobles, aſtoniſhed and intimidated, thought it vain to ſtruggle for privileges which they were now unable to defend. Nor was it from fear alone that they ſubmitted to the yoke; James, partial to his countrymen, and willing that they ſhould partake in his good fortune, loaded them with riches and honours; and the hope of his favour concurred with the dread of his power, in taming their fierce and independent ſpirits. The will of the Prince became the ſupreme law in Scotland; and the nobles ſtrove, with emulation, who ſhould moſt implicitly obey commands, which they had formerly been accuſtomed to contemn. Satisfied with having ſubjected the nobles to the Crown, the King left them in full poſ-

ſeſſion of their ancient juriſdiction over their own vaſſals. The extenſive rights, veſted in a feudal Chief, became in their hands dreadful inſtruments of oppreſſion, and the military ideas on which theſe rights were founded, being gradually loſt, or diſregarded, nothing remained to correct or to mitigate the rigour with which they were exerciſed. The nobles, exhauſting their fortunes by the expence of frequent attendance upon the Engliſh court, and by attempts to imitate the manners and luxury of their more wealthy neighbours, multiplied exactions upon the people, who durſt ſcarce utter complaints which they knew would never reach the ear of their Sovereign, nor move him to grant them any redreſs. And from the union of the Crowns, to the Revolution in 1688, Scotland was placed in a political ſituation of all others the moſt ſingular, and the moſt unhappy; ſubjected at once to the abſolute will of a Monarch, and to the oppreſſive juriſdiction of an Ariſtocracy, it ſuffered all the miſeries peculiar to both theſe forms of government. Its Kings were deſpotic; its nobles were ſlaves and tyrants; and the people groaned under the rigorous domination of both.

During this period, the nobles, it is true, made one effort to ſhake off the yoke, and to regain their ancient independency. After the death of James, the Scottiſh nation was no longer viewed by our Monarchs with any partial affection. Charles I. educated among the Engliſh, diſcovered no peculiar attachment to the kingdom of which he was a native. And the nobles, perceiving the ſceptre to be now in hands leſs friendly, and ſwayed by a Prince with whom they had little connection, and over whoſe councils they had little influence, no longer ſubmitted with the ſame implicit obedience. Provoked by ſome encroachments of the King on their order, and

Book VIII. apprehenſive of others, the remains of their ancient ſpirit began to appear. They complained, and remonſtrated. And the people being, at the ſame time, violently diſguſted at the innovations in Religion, the nobles ſecretly heightened this diſguſt; and their artifices, together with the ill conduct of the court, raiſed ſuch a ſpirit, that the whole nation took arms againſt their Sovereign, with an union and animoſity of which there had formerly been no example. Charles brought againſt them the forces of England, and notwithſtanding their own union, and the zeal of the people, the nobles muſt have ſunk in the ſtruggle. But, the diſaffection which was growing among his Engliſh ſubjects, prevented the King from acting with vigour. A civil war broke out in both kingdoms. And after many battles and revolutions which are well known, the Scottiſh nobles, who firſt began the war, were involved in the ſame ruin with the throne. At the Reſtoration, Charles II. regained full poſſeſſion of the royal prerogative in Scotland; and the nobles, whoſe eſtates were waſted, or their ſpirit broken by the calamities to which they had been expoſed, were leſs able and leſs willing than ever to reſiſt the power of the Crown. During this reign, and that of James VII. the dictates of the Monarch were received in Scotland with moſt abject ſubmiſſion. The poverty to which many of the nobles were reduced, rendered them meaner ſlaves, and more intolerable tyrants than ever. The people, always neglected, were now odious, and loaded with every injury, on account of their attachment to religious and political principles, extremely repugnant to thoſe adopted by their Princes.

THE Revolution introduced other maxims into the government of Scotland. To increaſe the authority of the Prince, or to ſecure the privileges of the nobles, had hitherto been almoſt the ſole object

ject of our laws. The rights of the people were ſcarce ever mentioned, were diſregarded, or unknown. Attention began, henceforward, to be paid to the welfare of the people. By the *claim of right*, their liberties were ſecured. And the number of their repreſentatives being increaſed, they gradually acquired new weight and conſideration in parliament. As they came to enjoy more ſecurity, and greater power, their minds began to open, and to form more extenſive plans of commerce, of induſtry, and of police. But the ariſtocratical ſpirit, which ſtill predominated, together with many other accidents, retarded the improvement and happineſs of the nation. Book VIII. 1596.

ANOTHER great event completed what the revolution had begun. The political power of the nobles, already broken by the union of the two crowns, was almoſt annihilated by the union of the two Kingdoms. Inſtead of making a part, as formerly, of the ſupreme aſſembly of the nation, inſtead of bearing the moſt conſiderable ſway there, the Scottiſh nobles are admitted into the Britiſh Parliament by their repreſentatives only, and form but an inconſiderable part of one of thoſe bodies in which the legiſlative authority is veſted. They themſelves are excluded abſolutely from the houſe of Commons, and even their eldeſt ſons are not permitted to repreſent their countrymen in that auguſt aſſembly. Nor have their feudal privileges remained, to compenſate for this extinction of their political authority. As commerce advanced in its progreſs, and government attained nearer to perfection, theſe were inſenſibly circumſcribed, and at laſt, by laws no leſs ſalutary to the public, than fatal to the nobles, they have been almoſt totally aboliſhed. As the nobles were deprived of power, the people acquired liberty. Exempted from burdens to which they were formerly ſubject,

ſcreened

Book VIII. ſcreened from oppreſſion, to which they had been long expoſed, and adopted into a conſtitution, whoſe genius and laws were more liberal than their own, they have extended their commerce, refined their manners, made improvements in the elegances of life, and cultivated the arts and ſciences.

THIS ſurvey of the political ſtate of Scotland, in which events and their cauſes have been mentioned rather than developed, enables us to point out three æras, from each of which we may date ſome great alteration, in one or other of the three different members of which the ſupreme legiſlative aſſembly in our conſtitution is compoſed. At the *Acceſſion*, the Kings of Scotland, once the moſt limited, became in an inſtant, the moſt abſolute Princes in Europe, and exerciſed a deſpotic authority which their Parliaments were unable to controul, or their nobles to reſiſt. At the *Union*, the feudal ariſtocracy, which had ſubſiſted ſo many ages, and with power ſo exorbitant, was overturned, and the Scottiſh nobles voluntarily ſurrendered rights and pre-eminences, peculiar to their order, and reduced themſelves to a condition, which is no longer the terror and envy of other ſubjects. *Since the Union*, the Commons, anciently neglected by their Kings, and deſpiſed by the nobles, have emerged into dignity; and being admitted to a participation of all the privileges, which the Engliſh had purchaſed at the expence of ſo much blood, muſt now be eſteemed a body not leſs conſiderable in the one kingdom, than they have long been in the other.

THE church felt the effects of the abſolute power which the King acquired by his acceſſion; and its revolutions too, are worthy of notice. James, during the latter years of his adminiſtration in Scotland, revived the name and office of Biſhops. But they poſſeſſed

poſſeſſed no eccleſiaſtical juriſdiction or pre-eminence; their revenues were inconſiderable, and they were ſcarce diſtinguiſhed by any thing, but by their ſeat in parliament, and by being the object of the clergy's jealouſy, and the people's hatred. The King, delighted with the ſplendor and authority which the Engliſh Biſhops enjoyed, and eager to effect an union in eccleſiaſtical policy, which he had, in vain, attempted in the civil government, reſolved to bring both Churches to an exact conformity with each other. Three Scotſmen were conſecrated Biſhops at London. From them, their brethren were commanded to receive orders. Ceremonies unknown in Scotland were impoſed. And though the clergy, leſs obſequious than the nobles, boldly oppoſed theſe innovations, James, long practiſed and well ſkilled in the arts of managing them, obtained at length their compliance. But Charles I. a ſuperſtitious Prince, unacquainted with the genius of the Scots, imprudent and precipitant in all the meaſures he purſued in that kingdom, preſſing too eagerly the reception of the Engliſh liturgy, and indiſcreetly attempting a reſumption of church lands, kindled the flames of civil war; and the people being left at liberty to indulge their own wiſhes, the epiſcopal church was overturned, and the Preſbyterian government and diſcipline were re-eſtabliſhed with new vigour. Together with monarchy, Epiſcopacy was reſtored in Scotland. A form of government, ſo odious to the people, required force to uphold it; and though the whole rigour of authority, and all the barbarity of perſecution were employed in its ſupport, the averſion of the nation was inſurmountable, and it ſubſiſted with difficulty. At the Revolution, the inclinations of the people were thought worthy the attention of the legiſlature, the Preſbyterian government was again eſtabliſhed, and being ratified by the Union, is ſtill maintained in the Kingdom.

Book VIII.

Nor did the influence of the Acceſſion extend to the civil and eccleſiaſtical conſtitutions alone; the genius of the nation, its taſte and ſpirit, things of a nature ſtill more delicate, were ſenſibly affected by that event. When learning revived in the fifteenth and ſixteenth centuries, all the modern languages were in a ſtate equally barbarous, devoid of elegance, of vigour, and even of perſpicuity. No author thought of writing in languages ſo ill adapted to expreſs and embelliſh his ſentiments, or of erecting a work for immortality, with ſuch rude and periſhing materials. And as the ſpirit, which prevailed at that time, did not owe its riſe to any original effort of the human mind, but was excited by admiration of the ancients, their compoſitions were eſteemed not only the ſtandards of taſte, and of ſentiment, but of ſtile; and even the languages in which they wrote were thought to be peculiar and almoſt conſecrated to learning and the muſes. Not only the manner of the ancients was imitated, but their language copied; and, extravagant as the attempt may appear to write in a dead tongue, in which men were not accuſtomed to think, and which they could not ſpeak, or even pronounce, the ſucceſs of it was aſtoniſhing. As they formed their ſtile upon the pureſt models, as they were uninfected with thoſe barbariſms, which the inaccuracy of familiar converſation, the affectation of courts, intercourſe with ſtrangers, and a thouſand other cauſes introduce into living languages, many moderns have attained to a degree of elegance in their latin compoſitions, which the Romans themſelves ſcarce poſſeſſed beyond the limits of the Auguſtan age. While this was almoſt the only ſpecies of compoſition, and all authors, by uſing one common language, could be brought to a nearer compariſon, the Scottiſh writers were not inferior to thoſe of any other nation. The happy genius of Buchanan, equally formed to excel in proſe and in verſe, more various, more original,

ginal, and more elegant, than that of almoſt any other modern who writes in Latin, reflects, with regard to this particular, the greateſt luſtre on his country. Book VIII.

But the labour attending the ſtudy of a dead tongue was irkſome; the unequal return for their induſtry which authors met with, who could be read and admired only within the narrow circle of the learned, was mortifying; and men, inſtead of waſting half their lives in learning the language of the Romans, began to refine and to poliſh their own. The modern tongues were found to be ſuſceptible of beauties and graces, which, if not equal to thoſe of the antient ones, were at leaſt more attainable. And the Italians having firſt ſet the example, Latin was no longer uſed in the works of taſte; it was confined to books of ſcience; and the politer nations have baniſhed it even from theſe. The Scots, we may preſume, would have had no cauſe to regret this change in the public taſte, and would ſtill have been able to maintain ſome equality with other nations, in their purſuit of literary honour. The Engliſh and Scottiſh languages, derived from the ſame ſources, were, at the end of the ſixteenth century, in a ſtate nearly ſimilar, differing from one another ſomewhat in orthography, though not only the words, but the idioms were much the ſame. The letters of ſeveral Scottiſh ſtateſmen of that age are not inferior in elegance, or in purity, to thoſe of the Engliſh Miniſters with whom they correſponded. James himſelf was maſter of a ſtile far from contemptible; and by his example and encouragement, the Scottiſh language might have kept pace with the Engliſh in refinement. Scotland might have had a ſeries of authors in its own, as well as in the Latin language, to boaſt of; and the improvements in taſte, in the arts, and in the ſciences, which ſpread over the

Book VIII. the other poliſhed nations of Europe, would not have been unknown there.

BUT, at the very time when other nations were beginning to drop the uſe of Latin in works of taſte, and to make trial of the ſtrength and compaſs of their own languages, Scotland ceaſed to be a kingdom. The tranſports of joy which the Acceſſion at firſt occaſioned, were ſoon over; and the Scots, being at once deprived of all the objects that refine or animate a people, of the preſence of their Prince, of the concourſe of nobles, of the ſplendor and elegance of a court, an univerſal dejection of ſpirit ſeems to have ſeized the nation. The Court being withdrawn, no domeſtic ſtandard of propriety and correctneſs of ſpeech remained; the few compoſitions that Scotland produced were tried by the Engliſh ſtandard, and every word or phraſe that varied in the leaſt from that, was condemned as barbarous; whereas, if the two nations had continued diſtinct, each might have retained idioms and forms of ſpeech peculiar to itſelf; and theſe, rendered faſhionable by the example of a court, and ſupported by the authority of writers of reputation, would have been conſidered in the ſame light with the varieties occaſioned by the different dialects in the Greek tongue, would have been marked as beauties, and, in many caſes, uſed promiſcuouſly by the authors of both nations. But by the Acceſſion, the Engliſh naturally became the ſole judges and lawgivers in language, and rejected as ſoleciſms, every form of ſpeech to which their ear was not accuſtomed. Nor did the Scots, while the intercourſe between the two nations was inconſiderable *, and

* A remarkable proof of the little intercourſe between the Engliſh and Scots, before the union of the Crowns, is to be found in two curious papers, one publiſhed by Haynes, the other by Strype. In the year 1567, Elizabeth commanded the Biſhop of London to take a ſurvey of all the ſtrangers within the cities of London and Weſtminſter. By his report, which is very minute, it appears that the whole number

and ancient prejudices were ſtill ſo violent as to prevent imitation, poſ- Book VIII.
ſeſs the means of refining their own tongue according to the purity of the Engliſh ſtandard. On the contrary, new corruptions flowed into it from every different ſource. The Clergy of Scotland, in that age, were more eminent for piety than for learning; and though there did not ariſe many authors among them, yet being in poſſeſſion of the privilege of diſcourſing publickly to the people, and their ſermons being too long, and perhaps too frequent, ſuch haſty productions could not be elegant, and many ſlovenly and incorrect modes of expreſſion may be traced back to that original. The pleadings of lawyers were equally looſe and inaccurate, and that profeſſion having furniſhed more authors, and the matters of which they treat mingling daily in common diſcourſe and buſineſs, many of thoſe vitious forms of ſpeech, which are denominated *Scotticiſms*, have been by them introduced into the language. Nor did either the language or public taſte receive any improvement in parliament, where a more liberal and more correct eloquence might have been expected. All buſineſs was tranſacted there by the Lords of Articles, and they were ſo ſervilely devoted to the court, that few debates aroſe, and none were conducted with the ſpirit and vigour natural to a popular aſſembly.

Thus, during the whole ſeventeenth century, the Engliſh were gradually refining their language, and their taſte; in Scotland the former was much debaſed, and the latter almoſt entirely loſt. In the beginning of that period, both nations were emerging out of barbarity; but the diſtance between them, which was then incon-

number of Scots at that time was 58. Haynes 455. A ſurvey of the ſame kind was made by Sir Thomas Row, Lord Mayor A. D. 1568. The number of Scots had then increaſed to 88. Stripe 4. Supplement N° I. On the Acceſſion of James a conſiderable number of Scots, eſpecially of the higher rank, reſorted to England; but it was not till the union that the intercourſe between the two kingdoms became great.

Book VIII. ſiderable, became, before the end of it, immenſe. Even after ſcience had once dawned upon them, the Scots ſeemed to be ſinking back into ignorance and obſcurity; and active and intelligent as they naturally are, they continued, while other nations were eager in the purſuit of fame and knowledge, in a ſtate of languor and ſtupefaction. This, however, muſt be imputed to the unhappineſs of their political ſituation, not to any defect of genius; for no ſooner was the one removed in any degree, than the other began to diſplay itſelf. The act aboliſhing the power of the Lords of Articles, and other ſalutary laws paſſed at the Revolution, having introduced freedom of debate into the Scottiſh Parliament, eloquence, with all the arts that accompany or perfect it, became immediate objects of attention; and the example of Fletcher of Salton alone is ſufficient to ſhew that the Scots were ſtill capable of generous ſentiments, and, notwithſtanding ſome peculiar idioms, were able to expreſs themſelves with energy, and with elegance.

At length the Union having incorporated the two nations, and rendered them one people, the diſtinctions which had ſubſiſted for many ages gradually wear away; peculiarities diſappear; the ſame manners prevail in both parts of the iſland; the ſame authors are read and admired; the ſame entertainments are frequented by the elegant and polite; and the ſame ſtandard of taſte, and of purity in language, is eſtabliſhed. And the Scots, after being placed, during a whole century, in a ſituation no leſs fatal to the liberty than to the taſte and genius of the nation, were at once put in poſſeſſion of privileges more valuable than thoſe which their anceſtors had formerly enjoyed; and every obſtruction that had retarded their purſuit, or prevented their acquiſition of literary fame, was totally removed.

APPEN-

APPENDIX.

No. I. (Vol. I. p. 180.)

A MEMORIAL of certain points meet for the reſtoring the realm of SCOTLAND *to the antient weale.*

IMPRIMIS, it is to be noted, that the beſt worldly ſelicity that Scotland can have, is either to continue in a perpetual peace with the kingdom of England, or to be made one monarchy with England, as they both make but one iſland, divided from the reſt of the world. 5th Auguſt, 1559, Cotton. Lib. Cal. B 10. fol. 17. From a copy in ſecretary Cecil's hand.

IF the firſt is ſought, that is to be in perpetual peace with England, then muſt it neceſſarily be provided, that Scotland be not ſo ſubject to the appointments of France, as is preſently, which, being an antient enemy to England, ſeeketh always to make Scotland an inſtrument, to exerciſe, thereby, their malice upon England, and to make a foot-ſtool thereof to look over England as they may.

THEREFORE, when Scotland ſhall come into the hands of a mere Scottiſh man in blood, then may there be hope of ſuch accord, but as long as it is at the commandment of the French, there is no hope to have accord long betwixt theſe two realms.

THEREFORE ſeeing it is at the French king's commandment by reaſon of his wife, it is to be conſidered for the weale of Scotland, that until ſhe have children, and during her abſence out of the realm, the next heirs to the crown, being the houſe of the Hamiltons, ſhould have regard hereto, and to ſee that neither the crown be impoſed nor waſted; and on the other ſide, the nobility and commonalty ought to force that the laws and the old cuſtoms of the realm be not altered, neither that the country be not impoveriſhed by taxes, empreſt, or new impoſts, after the manner of France; for proviſion wherein, both by the law of God and man, the French king and his wife may be moved to reform their miſgovernance of the land.

AND for this purpoſe, it were good that the nobility and commons joined with the next heir of the crown, to ſeek due reformation of ſuch great abuſes as tend to the ruin of their country, which muſt be done before the French grow too ſtrong and inſolent.

FIRST, That it may be provided, by conſent of the three eſtates of the land, that the land may be free from all idolatry like as England is, for juſtification whereof, if any free general council may be had where the Pope of Rome have not the ſeat of judgment, they may offer to ſhew their cauſe to be moſt agreeable to Chriſt's religion.

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all other princes govern their countries, and eſpecially that the ſorts might be in the hands of mere Scottiſh men.

THIRDLY, That they might never be occaſioned to enter into wars againſt England, except England ſhould give the firſt cauſe to Scotland.

FOURTHLY, That no nobleman of Scotland ſhould receive penſion of France, except it were whilſt he did ſerve in France, for otherwiſe thereby the French would ſhortly corrupt many, and betray their own country.

FIFTHLY, That no office, abbey, living, or commodity, be given to any but mere Scottiſh men, by the aſſent of the three eſtates of the realm.

SIXTH, That there be a councel in Scotland appointed in the queen's abſence, to govern the whole realm, and in thoſe caſes not to be directed by the French.

SEVENTHLY, That it be by the ſaid three eſtates appointed how the queen's revenue of the realm ſhall be expended, how much the queen ſhall have for her portion and eſtate during her abſence, how much ſhall be limited to the governance and defence of the realm, how much yearly appointed to be kept in treaſure.

IN theſe and ſuch like points, if the French king and the queen be found unwilling, and will withſtand theſe proviſions for the weale of the land, then hath the three eſtates of the realm authority, forthwith, to intimate to the ſaid king and queen their humble requeſts; and if the ſame be not effectually granted, then humbly they may commit the governance thereof to the next heir of the crown, binding the ſame alſo to obſerve the laws and antient rights of the realm.

FINALLY, If the queen ſhall be unwilling to this, as it is likely ſhe will, in reſpect of the greedy and tyranous affection of France, then it is apparent that Almighty God is pleaſed to transfer from her the rule of the kingdom for the weale of it, and this time muſt be uſed with great circumſpection, to avoid the deceipts and tromperies of the French.

AND then may the realm of Scotland conſider, being once made free, what means may be deviſed by God's goodneſs, to accord the two realms, to endure for time to come at the pleaſure of Almighty God, in whoſe hands the hearts of all princes be.

No. II. (Vol. I. p. 188.)

A letter of Maitland of Lethington's, thus directed.

To my loving friend James. Be this delivered at London.

20th January 1559-60. Cott. Lib. Cal. B. ix. From the original in his own hand.

I UNDERSTAND by the laſt letter I received from yow, that diſcourſing with zour countrymen upon the matter of Scotland, and comoditeys may enſew to that realm, hereafter giff ze preſently aſſiſt ws with zour forces, ze find a nombre of the contrary adviſe, douting that we ſall not at length be found truſty frends, nor mean to contynew in conſtant ametye, albeit we promiſe, but only for avoyding the preſent danger make zow to ſerve our turne, and after being delivered, becum enemies as of before. For profe quhareof, they alledge things have paſt betwixt ws heretofore, and a few preſumptiones tending to the ſam end, all grounded upon miſtruſt; quhilks, at the firſt ſicht, have ſome ſhewe of apparence, gif men wey not the circumſtances of the matter; but gif they will confer the tyme paſt with the preſent, conſider the nature of this caus, and eſtate of our contrey, I doubt not but jugement ſal be able to baniſh miſtruſt. And firſt, I wad wiſh ze ſhould examyne the cauſes off the old inmi-

tye

tye betwixt the realms of England and Scotland, and quhat moved our anceſtours to enter into ligue with the Frenche; quhilks by our ſtoreys and regiſtres off antiquiteys appear to be theſe. The princes of England, ſome tyme, alledging a certaine kynde off ſoveraintye over this realm; ſome tyme upon hye courage, or incited by incurſions off our bordourares, and ſemblable occaſions, mony tymes enterpriſed the conqueſt of ws, and ſa far furth preiſt it by force off armes, that we wer dryven to great extramiteys, by loſs of our princes, our noblemen, and a good part of our cuntrey, ſa that experience taught ws that our owne ſtrength was ſcarſe ſufficient to withſtand the force of England. The Frenche zour auncient enemyes, conſidering well how nature had ſa placed ws in a iland with zow, that na nation was able ſa to annoye England as we being enemyes, ſoucht to joine ws to theym in ligue, tending by that meane to detourne zour armyes from the invaſion off France, and occupy zow in the defence off zour country at hame, offering for that effect to beſtowe ſome charges upon ws, and for compaſſing off theyr purpos, choyſed a tyme to propone the mater, quhen the freſche memory off injuris lately receaved at zour hands, was ſa depely prented on our hartes, that all our myndes were ocupyed how to be revenged, and arme ourſelfes with the powar off a forayne prince againſt zour enterpriſes thereafter.

This wes the beginning off our confederacy with France. At quhilk tyme, our cronicles maks mention, that ſome of the wyſeſt foreſaw the perril, and ſmall frute ſhould redound to ws thereof at lenth: zit had affection ſa blinded jugement, that the adviſe of the maiſt part owercame the beſt. The maiſt part of all querells betwixt ws ſince that tyme, at leaſt quhen the provocation came on our ſyde, hes ever fallen out by theyr procurement rather than any one caus off our ſelfes: and quhenſaever we brack the peace, it come partly by theyr intyſements, partly to eſchew the conqueſt intended by that realm. But now hes God's providence ſa altered the caſe, zea changed it to the plat contrary, that now hes the Frenſche taken zour place, and we, off very jugement, becum deſyrous to have zow in theyr rowme. Our eyes are opened, we eſpy how uncareful they have been of our weile at all tymes, how they made ws ever to ſerve theyr turne, drew us in maiſt dangerous weys for theyr commodite, and nevertheleſs wad not ſtyck, oft tymes, againſt the natour of the ligue, to contrak peace, leaving ws in weyr. We ſee that their ſupport, off late zeres, wes not grantit for any affection they bare to ws, for pytie they had off our eſtate, for recompenſe off the lyke friendſhip ſchawin to theym in tyme off theyr afflictiones, but for ambition, and inſaciable cupidite to reygne, and to mak Scotland ane acceſſory to the crown of France. This was na friendly office, but mercenary, craving hyre farre exceeding the proportion of theyr deſerving; a hale realm for the defence of a part. We ſee theym manifeſtly attempt the thing we ſuſpected off zow; we feared ze ment the conqueſt off Scotland, and they are planely fallen to that work; we hated zow for doubt we had ze ment evill towards ws, and ſall we love theym, quhilks bearing the name off frends, go about to bring ws in maiſt vile ſervitude? Gif by zour frendly ſupport at this tyme, ze ſall declare that not only ſute ze not the ruyne off our country, but will preſerve the libertie thereof from conqueſt by ſtrangeares, ſall not the occaſion of all inimity with zow, and ligue with theym, be taken away? The cauſes being removed, how ſall the effectes remane? The fear of conqueſt made ws to hate zow and love theym, the cais changed, quhen we ſee theym planely attempt conqueſt, and zow ſchaw ws frendſhip, ſall we not hate theym, and favour zow? Gif we have ſchawne ſa great conſtance, continuing ſa mony zeares in amity with theym, off quhome we had ſa ſmall commodite,

modite, quhat ſall move us to breake with zow, that off all nationes may do ws greateſt pleſour?

But ze will ſay, this mater may be reconcyled, and then frends as off before. I think weill peace is the end of all weyr, but off this ze may be aſſured, we will never ſa far truſt that reconciliation, that we wil be content to forgo the ametye of England, nor do any thing may bring ws in ſuſpicion with zow. Giff we wold, at any tyme to pleaſe theym, break with zow, ſhould we not, beſydes the loſſe off eſtimation and diſcrediting of ourſelfes, perpetually expone our common weill to a maiſt manifeſt danger, and becum a pray to theyr tyranny? Quhais aid could we implore, being deſtitute of zour friendſhip, gif they off new wald attempt theyr formar enterpriſe? Quhat nation myght help ws giff they wald, or wald giff they might? and it is lyke eneuch, they will not ſtick hereafter to tak theyr tyme off ws, quhen diſpleſour and grudge hes taken depe rute on baith ſydes, ſeeing ambition has ſa impyrit ower theyr reaſon, that before we had ever done any thing myght offend theym, but by the contrary pleaſed theym by right and wrang, they did not ſtick to attempte the ſubverſion of our haleſtate. I wald ze ſhould not eſteme ws ſa barayne of jugement, that we cannot foreſe our awne perril; or ſa fooliſche, that we will not ſtudy by all gode means to entertayne that thing may be our ſafetye; quhilk conſiſtes all in the relaying of zour frendſhips. I pray zow conſider in lyke caſe, when, in the days of zour princes off maiſt noble memory king Henry the VIII. and king Edward the VI. meanes wer opened off amytye betwixt baith realms; was not at all tymes the difference of religion the onely ſtay they wer not embraced? Did not the craft of our clergy and power of theyr adherents ſubvert the deviſes of the better ſort? But now has God off his mercy removed that block furth off the way: now is not theyr practiſe lyke to tak place any mare, when we ar comme to a conformity off doctrine, and profes the ſame religion with zow, quhilk I take to be the ſtrayteſt knot off amitye can be deviſed. Giff it may be alleged, that ſome off our countrymen, at ony tyme, violated theyr promis? giff ze liff to way the circumſtances, ze ſall fynd the promis is rather brought on by neceſſite, after a great owerthraw off our men, then comme off fre will, and tending ever to our great incommodite and decay off our haill ſtate, at leiſt ſa taken. But in this caſe, ſall the preſervation off our libertie be inſeperably joined with the keping off promeſſe, and the violation off our fayth caſt ws in maiſt miſerable ſervitude. Sa that giff neyther the feare of God, reverence of man, religion, othe, promiſe, nor warldly honeſtye wes ſufficient to bynd ws, yet ſall the zeale off our native countrey, the maintenance off our owne ſtate, the ſafety of our wyffes and childrene from ſlavery, compell ws to kepe promiſſe. I am aſſured, it is trewly and ſincerely ment on our part to continew in perpetual ametye with zow; it ſall be uttered by our proceedings. Giff ze be as deſyrous of it as we ar, aſſurances may be devyſed, quharby all partyes will be out of doubte. There be gode meanes to do it, fit inſtruments for the purpos, tyme ſerves weill, the inhabitants off baith realmes wiſh it, God hes wrought in the people's hartes on bayth parties a certaine ſtill agreement upon it, never did, at any tyme, ſo mony things concurre at ones to knyt it up, the diſpoſition of a few, quhais harts are in Godis hands, may mak up the hale. I hope he quha hes begun this work, and mainteyned it quhile now, by the expectation of man, ſale perfyte it.

I pray

I pray zow, let not zour men dryve tyme in conſultation, quhether ze ſall ſupport ws or no. Seyng the mater ſpeaketh for itſelf, that ze mon take upon zow the defence off our caus, giff ze have any reſpect for zour awne weill. Their preparatives in France, and levying of men in Germany, (quheyroff I am lately advertiſed) ar not altogydder ordeyned for us, ze ar the mark they ſhote at; they ſeke our realme, but for ane entrey to zours. Giff they ſhould directly ſchaw hoſtilite to zow, they knaw zo wald mak redy for theyme; therefor they do, by indirect meanes, to blind zow, the thing, they dare not as zit planely attempte. They ſeme to invade us to th' end that having aſſembled theyr hale forces ſa nere zour bordours, they may unlok it to attack zow: It is ane off theyr ald fetches, making a ſchew to one place, to lyght on ane other. Remember how covertly zour places about Boulougne were aſſaizeit, and carryed away, ze being in peace as now. How the enterpriſe of Calais was fynely diſſembled, I think ze have not ſa ſone forgotten. Beware of the third, prevent theyr policy by prudence. Giff ze ſe not the lyke diſpoſition preſently in theym, ze ſe nathing. It is a groſſe ignorance to miſknaw, what all nations planely ſpeks off. Tak hede ze ſay not hereafter, "Had I wiſt;" ane uncomely ſentence to procede off a wyſe man's mouth. That is onwares chanced on to zow, quhilk zow commonly wiſſed, that this countrey myght be divorſed from the Frenſche, and is ſa comme to paſs as was maiſt expedient for zow. For giff by your intyſement we had taken the mater in hand, ze myght have ſuſpected we would have been ontruſty frends, and na langer continued ſtedfaſte, then perril had appeared. But now, quhen off our ſelf, we have conceyved the hatered, provoked by private injuries, and that theyr evil dealing with ws hes deſerved our inimitye, let no man doubte but they ſall fynd ws ennemyes in erneſt, that ſa ungently hes demeyned our countrey, and at quhais hands we can look for nathing but all extremitye, giff ever they may get the upper hand. Let not this occaſion, ſa happely offered, eſcape zow: giff ze do, neglecting the preſent opportunite, and hoping to have ever gode luk comme ſleaping upon zow, it is to be feared zour enemye waxe to great, and ſa ſtrang, that afterwards quhen ze wald, ze ſall not be able to put him down; and then, to zour ſmart, after the tyme, ze will acknowledge zour error. Ze have felt, by experience, quhat harme cometh off overſight, and truſting to zour enemyes promeſſe. We offer zow the occaſion, quheyrby zour former loſſes may be repayred. Quhilk gif ze let over ſlyde, ſuffering ws to be owerrun, quha then, I pray zow, ſall ſtay the Frenſche, that they ſall not invade zow in zour own boundes, ſick is their luſt to reygne, that they can neyther be content with theyr fortune preſent, nor reſt and be ſatisfied when they have gode luck, but will ſtill follow on, having in theyr awne brayne conceaved the image of ſa great a conqueſt, quhat think ye ſal be the end? Is ther any of ſa ſmall jugement, that he doth not foreſee already, that theyr hail force ſall then be bent againſt zow?

It ſal not be amis, to conſider in quhat caſe the Frenſche be preſently. Theyr eſtate is not always ſa calme at hame as every man thinketh. And trewly it wes not theyr great redines for weyr made theym to tak this mater on hand, at this tyme, but rather a vayne truſt in their awne policy, thinking to have found na reſiſtance, theyr opinion hes deceaved theym, and that makes them now amaſed. The eſtates off the empire (as I heare) has ſuted reſtitution off th' Imperial towns, Metz, Toull, and Verdun, quhilk may grow to ſome beſynes; and all thing is not a calme within theyr awne countrey, the les fit they be preſently for weyr, the mare oportune eſteme ye the tyme for zow. Giff the like occaſion wer offered to the Frenſche againſt zow,

wey, how gladly would they embrace it. Are ze not eſchamed of zour ſleuth, to ſpare theym that hes already compaſſed your deſtruction, giff they wer able? Conſider with your ſelf quhilk is to be choyſed? To weyr againſt theym out with zour realme or within? Giff quhill ze ſleape, we ſal be overthrowne, then ſall they not fayle to ſute zow in zour awne countrey, and uſe ws as a fote ſtole to overloke zow. But ſome will ſay, perhaps, they meane it not. It is foly to think they wald not giff they wer able, quhen before hand they ſtick not to giff zour armes, and uſurpe the ſtyle of zour crown. Then quhat difference there is to camp within zowr awne bounds or without, it is manifeſt. Giff twa armyes ſhould camp in yowr country, but a moneth; albeit ye receaved na other harme, zit ſhould zowr loſſe be greatar, nor all the charge ze will nede to beſtow on our ſupport will draw to, beſydes the diſhonour.

LET not men, that eyther lack gode adviſe, or ar not for perticular reſpects weill affected to the caus, move zow to ſubtract zour helping hand, by alleging things not apparent, for that they be poſſible. It is not, I grant, unpoſſible that we may receave conditiones of peace; but I ſee little likelyhode that our ennemyes will offer ws ſik as will remove all miſtruſt, and giff we wald have accepted others, the mater had bene lang or now compounded. Let zow not be moved for that they terme ws rebelles, and diffames our juſt querell with the name of conſpiracy againſt our ſoverayne. It is hir hyenes ryght we manetayne. It is the liberty off hir realme we ſtudy to preſerve, with the hazard off our lyves. We are not (God knaweth) comme to this poynt for wantones, as men impacient of rewll, or willing to ſchake off the zoke of governement, but ar drawne to it by neceſſite, to avoyde the tyranny of ſtrangeares, ſeaking to defraude ws off lawful governement. Giff we ſhould ſuffer ſtrangeares to plant themſelffes peaceably in all the ſtrenthes of our realme, fortify the ſey-portes, and maiſt important places, as ane entre to a plain conqueſt, now in the minorite of our ſoverane, beyng furth of the realme, ſhould we not be thought oncareful off the common weill, betrayares of our native countrey, and evill ſubjects to hir majeſte? Quhat other opinion could ſche have off ws? Might ſhe not juſtly hereafter call ws to accompt, as negligent miniſteres? Giff ſtrangeares ſhould be thus ſuffered to broke the chefe offices, beare the hail rewll, alter and pervert our lawes and liberty at theyr pleſour; myght not the people eſteem our noblemen unworthy the place of counſalours? We mean na wyſe to ſubtrak our obedience from our ſoverane, to defraud hir hyenes off hir dew reverence, rents and revenues off hir crown. We ſeke nathing but that Scotland may remane, as of before, a fre realme, rewlit by hir hyenes and hir miniſteres borne men of the ſam; and that the ſucceſſion of the crown may remane with the lawful blode.

I WALD not ze ſould not ſa lyttill eſteme the friendſhip of Scotland, that ze juged it not worthy to be embraced. It ſall be na ſmall commodite for zow to be delivered off the anoyance of ſo neir a nyghtbour, quhais inimitye may more trouble zow, then off any other nation albeit twyfs as puiſſant, not lyeng dry marche with zow. Beſydes that ze ſall not nede to feare the invaſion off any prince lackyng the commodite to invade zow by land, on our hand. Conſider quhat ſuperfluous charges ze beſtowe on the fortification and keping of Barwick; quhilk ze may reduce to a mean ſowme, having ws to frendes. The realme of Ireland being of natour a gode and fertill countrey, by reaſon off the continewalld unquietnes and lak of policy, ze knaw to be rather a burthen unto zow then great advantage; and giff it were peaceable may be very commodious. For pacification quhayroff, it is not onknowne to zow quhat ſervice we ar abill to do. Refuſe not theyr commoditeys,

beſides

beſides mony ma quhen they ar offred. Quhilks albeit I ſtudy not to amplify and dilate, yet is na other countrey able to offer zow the lyke, and are the rather to be embraced, for that zour aunceſtors, by all meanes, maiſt erneſtly ſuted our amity, and yet it was not theyr hap to come by it. The mater hes almaiſt carryed me beyond the boundes off a lettre, quharfor I will leave to trouble zow, after I have geven you this note. I wald wiſs that ze, and they that ar learned, ſould rede the twa former orations of Demoſthenes, called Olynthyacæ, and conſidere quhat counſall that wyſe oratour gave to the Athenians, his countrymen, in a lyke caſe; quhilk hes ſo great affinite with this cauſe of ours, that every word theroff myght be applyed to our purpos. There may ze learne off him quhat adviſe is to be followed, when zour nyghtbours hous is on fyre: Thus I bid zow hartely fareweill. From Sant Andrews, the 20th of January, 1559.

No. III. (Vol. I. p. 196.)

Part of a letter from Tho. Randolph to Sir William Cecil, from the camp before Leith, 29th of April, 1560.

I WILL only, for this time, diſcharge myſelf of my promiſe to the earl of Huntly, who ſo deſireth to be recommended to you, as one, who with all his heart favoureth this cauſe, to the uttermoſt of his power. Half the words that come out of his mouth were able to perſuade an unexperienced man to ſpeak farther in his behalf, than I dare be bold to write. I leave it to your honour to judge of him, as of a man not unknown to you, and will myſelf always meaſure my thoughts, as he ſhall deſerve to be ſpoken of. With much difficulty, and great perſuaſion, he hath ſubſcribed with the reſt of the lords to join with them in this action; whatſomever he can invent to the furtherance of this cauſe, he hath promiſed to do, with ſolemn proteſtation, and many words; he truſteth to adjoin many to this cauſe; and ſaith ſurely that no man ſhall lie where he taketh part. He hath this day ſubſcribed a bond between England and this nation; he ſaith, that there was never thing that liked him better. An Original. Paper Office.

No. IV. (Vol. I. p. 207.)

Randolph to Cecil, 10th Auguſt 1560. From Edinburgh.

SINCE the 29th of July, at what time I wrote laſt to your honour, I have heard of nothing worth the reporting. At this preſent it may pleaſe you to know, that the moſt part of the nobles are here arrived, as your honour ſhall receive their names in writing. The earl of Huntly excuſeth himſelf by an infirmity in his leg. His lieutenant for this time is the lord of Lidington, choſen ſpeaker of the parliament, or harangue-maker as theſe men term it. The firſt day of their ſitting in parliament will be on Thurſday next. Hitherto, as many as have been preſent of the lords have communed and deviſed of certain heads then to be propounded, as, who ſhall be ſent into France, who into England. It is much eaſier to find them than the other. It ſeemeth almoſt to be reſolved upon that for England the Maſter of Maxwell, and laird of Lidington. For France, Pitarrow and the Juſtice Clerk. Alſo they have conſulted whom they think meeteſt to name for the An Original in the Paper Office.

XXIV. of the which the XII. counſellors muſt be choſen. They intend, very ſhortly, to ſend away Dingwall the herald into France, with the names of thoſe they ſhall chuſe; and alſo to require the king and queen's conſent unto this parliament. They have deviſed how to have the contract with England confirmed by authority of parliament; how alſo to have the articles of the agreement between them and their king and queen ratified. Theſe things yet have only been had in communication. For the confirmation of the contract with England I have no doubt; for that I hear many men very well like the ſame, as the earl of Athol, the earl of Sutherland, the L. Glamis, who dined yeſterday with the lord James. The L. James requeſted me this preſent day to bring the contract unto him. I intend alſo, this day, to ſpeak unto the L. Gray, in our L. Gray's name, for that he promiſed in my hearing to ſubſcribe, and then preſently would have done it, if the contract could have been had. For the more aſſurance againſt all inconvenients, I would, beſides that, that I truſt it ſhall be ratify'd in parliament, that every nobleman in Scotland had put his hand and ſet his ſeal, which may always remain as a notable monument, tho' the act of parliament be hereafter diſannulled. If it might, therefore, ſtand with your advice, that the lords might be written unto, now that they are here preſent to that effect, or that I might receive from your Hon^{r}. ſome earneſt charge to travel herein, I doubt not but it would ſerve to good purpoſe. If it might be alſo known with what ſubſtantial and effectious words or charge you deſire to have it confirmed, I think no great difficulty would be made. The Earl Marſhal has oft been moved to ſubſcribe, he uſeth mo delays than men judged he would. His ſon told me yeſterday, that he would ſpeak with me at leiſure, ſo did alſo Drumlanrick; I know not to what purpoſe: I have cauſed lord James to be the earneſter with the L. marſhal, for his auctority's ſake, when of late it was in conſultation by what means it might be wrought, that the amity between theſe two realms might be perpetual; and among diverſe men's opinion, one ſaid that he knew of no other, but by making them both one, and that in hope of that mo things were done, than would otherwiſe have ever been granted; the earl of Argyll adviſed him earneſtly to ſtick unto that, that he had promiſed for it, that it ſhould paſs his power and all the crafty knaves of his counſel, (I am bold to uſe unto your H. his own words) to break ſo godly a purpoſe. This talk liked well the aſſiſters, howſomever it pleaſed him to whom it was ſpoken unto. The barons, who in time paſt have been of the parliament, had yeſterday a convention among themſelves in the church, in very honeſt and quiet ſort; they thought it good to require to be reſtored unto their ancient liberty, to have voice in parliament. They preſented that day a bill unto the lords to that effect, a copy whereof ſhall be ſent as ſoon as it can be had. It was anſwered unto gently, and taken in good part. It was referred unto the lords of the articles, when they are choſen, to reſolve thereupon.——*Here follows a long paragraph concerning the fortifications of Dunbar*, &c.——This preſent morning, *viz.* the 9th, I underſtood, that the lords intended to be at the parliament, which cauſed me ſomewhat to ſtay my letter, to ſee what I could hear or learn worth the reporting unto your Hon^{r}. The lords, at ten of the clock, aſſembled themſelves at the palace, where the duke lieth; from thence they departed towards the Talbooth, as they were in dignity. Each one being ſet in his ſeat, in ſuch order as your H. ſhall receive them in this ſcroll. The crown, the mace, the ſword, were laid in the queen's ſeat. Silence being commanded, the L. of Lidington began his oration. He excuſed his inſufficiency to occupy that place. He made a brief diſcourſe of things paſt, and of what

what neceſſity men were forced unto for the defence of their country, what remedy and ſupport it pleaſed God to ſend them in the time of their neceſſity, how much they were bound heartily to acknowledge it, and to requite it. He took away the perſuaſion that was in many men's minds that lay back, that miſdeemed other things to be meant than was attempted. He adviſed all eſtates to lay all particulars apart, and to bend themſelves wholly to the true ſervice of God and of their country. He willed them to remember in what ſtate it had been of long time for lack of government, and exerciſe of juſtice. In the end, he exhorted them to mutual amity and hearty friendſhip, and to live with one another as members all of one body — He prayed God long to maintain this peace and amity with all princes, eſpecially betwixt the realms of England and Scotland, in the fear of God, and ſo ended. The clerk of regiſter immediately ſtood up, and aſked them to what matter they would proceed: It was thought neceſſary, that the articles of the peace ſhould be confirmed with the common conſent, for that it was thought neceſſary to ſend them away with ſpeed into France, and to receive the ratification of them as ſoon as might be. The articles being read, were immediately agreed unto: A day was appointed to have certain of the nobles ſubſcribe unto them, and to put to their ſeals, to be ſent away by a herald, who ſhall alſo bring the ratification again with him. The barons, of whom I have above written, required an anſwer to their requeſt, ſomewhat was ſaid unto the contrary. The barons alledged for them cuſtom and authority. It was in the end reſolved, that there ſhould be choſen ſix to join with the lords of the articles, and that if they, after good adviſement, ſhould find it right and neceſſary for the commonwealth, it ſhould be ratify'd at this parliament for a perpetual law: The lords proceeded immediately hereupon, to the chuſing of the lords of the articles. The order is, that the lords ſpiritual chuſe the temporal, and the temporal the ſpiritual, and the burgeſſes their own. There were choſen as in this other paper I have written. This being done, the lords departed and accompanied the duke, all as far as the Bow, (which is the gate going out of the high ſtreet) and many down into the palace where he lieth. The town all in armour, the trumpets ſounding, and other muſick ſuch as they have. Thus much I report unto your honour of that that I did both hear and ſee. Other ſolemnities have not been uſed ſaving in times long paſt the lords have had parliament robes, which are now with them wholly out of uſe.

THE names of as many earls and lords ſpiritual and temporal as are aſſembled at this parliament.

The duke of Chatelherault.

Earls.	Lords.	Lords Spiritual.
Arran.	Erſkine.	St. Andrews.
Argyll.	Ruthven.	Dunkell.
Athole.	Lindſey.	Athens.
Crawford.	Sommervill.	The biſhop of the Iſles.
Caſſils.	Cathcart.	Abbots and Priors, I know not how many.
Marſhall.	Hume.	
Morton.	Livingſton.	
Glencairn.	Innermeth.	
Sutherland.	Boyd.	

Cath-

Earls.	Lords.
Cathneſs.	Ogilvy.
Rothes.	Fleming.
Monteith.	Glamis.
	Gray.
	Ochiltrie.
	Gordon.

The Lords of the Articles.

Spiritual.	Temporal.	Barons elected to be of the Articles.
Athens.	The Duke.	Maxwell.
Iſles.	Argyll.	Tillibardine.
Lord James.	Marſhall.	Cunninghamhead.
Arbroath.	Athole.	Lochenvar.
Newbottle.	Morton.	Pitarrow.
Lindoris.	Glencairn.	Lundy.
Cowpar.	Ruthven.	Ten Provoſts of the chief towns, which alſo are of the Articles.
Kinroſs.	Erſkine.	
Kilwinning.	Boyd.	
	Lindſay.	

So that with the Subprior of St. Andrews, the whole is 36.

It were too long for me to rehearſe particularly the diſpoſition, and chiefly the affections of theſe men, that are at this time choſen Lords of the articles. May it ſatisfy your Hon^r. for this time, to know that, by the common opinion of men, there was not a ſubſtancialler or more ſufficient number of all ſorts of men choſen in Scotland theſe many years, nor of whom men had greater hope of good to inſue. This preſent morning, *viz.* the 10th, the L. of Lidington made me privy unto your letter; he intendeth, as much as may be, to follow your advice. Some hard points there are. He himſelf is determined not to go into France. He alledgeth many reaſons, but ſpeaketh leaſt of that, that moveth him moſt, which is the example of the laſt, that went on a more grateful meſſage than he ſhall carry, and ſtood on other terms with their prince than he doth, and yet your honour knoweth what the world judgeth.

Petition of the Leſſer Barons to the Parliament, held Aug. 1560.

Incloſed in Randolph's letter to Cecil. 15th Aug. 1560.

My lords, unto your lordſhips, humbly means and ſhows, we the barons and freeholders of this realm, your brethren in Chriſt, That whereas the cauſes of true religion, and common well of this realm, are, in this preſent parliament, to be treated, ordered, and eſtabliſhed, to the glory of God, and maintainance of the commonwealth; and we being the greateſt number in proportion, where the ſaid cauſes concern, and has been, and yet are ready to bear the greateſt part of the charges thereuntil, as well in peace, as in war, both with our bodies, and with our goods; and ſeeing there is no place where we may do better ſervice now than in general councils and parliaments, in giving our beſt advice, and reaſon, vote

vote and counſell for the furtherance thereof, for the maintainance of virtue, and puniſhment of vice, as uſe and cuſtom had been of old by ancient acts of parliament obſerved in this realm; and whereby we underſtand that we ought to be heard to reaſon, and vote in all cauſes concerning the commonwealth, as well in counſells as in parliaments; otherwiſe we think that whatſomever ordinances and ſtatutes be made concerning us and our eſtate, we not being required and ſuffered to reaſon and vote at the making thereof, that the ſame ſhould not oblige us to ſtand thereto. Therefore it will pleaſe your lordſhips to take conſideration thereof, and of the charge born, and to be born by us, ſince we are willing to ſerve truly to the common well of this realm, after our eſtate, that ye will, in this preſent parliament, and all counſells, where the common well of the realm is to be treated, take our advice, counſell and vote, ſo that, without the ſame, your lordſhips would ſuffer nothing to be paſſed and concluded in parliament or councils aforeſaid; and that all acts of parliament made, in times paſt, concerning us for our place and eſtate, and in our favour, be at this preſent parliament, confirmed, approved, and ratified, and act of parliament made thereupon. And your lordſhips anſwer humbly beſeeches.

Of the ſucceſs of this petition, the following account is given by Randolph; Lett. to Cecil, 19 Aug. 1560. The matters concluded and paſt by common conſent on Saturday laſt, in ſuch ſolemn ſort as the firſt day that they aſſembled, are theſe. Firſt, that the barons, according to an old act of parliament, made in the time of James I. in the year of God 1427, ſhall have free voice in parliament, this act paſſed without any contradiction.

No. V. (Vol. I. p. 216.)

A letter of Thomas Randolph, the Engliſh reſident, to the right worſhipful Sir William Cecil, knt. principal ſecretary to the queen's majeſty.

I Have received your honour's letters of the firſt of this month, written at Oſyes in Eſſex, and alſo a letter unto the lord James, from his kinſman St. Come out of France, in this they agree both that the queen of Scotland is nothing changed of her purpoſe in home coming. I aſſure your honour that will be a ſtout adventure for a ſick craſed woman, that may be doubted as well what may happen unto her upon the ſeas, as alſo how heartily ſhe may be received when ſhe cometh to land of a great number, who are utterly perſuaded that ſhe intendeth their utter ruin, come when ſhe will; the preparance is very ſmall whenſoever that ſhe arrive, ſcarcely any man can be perſuaded that ſhe hath any ſuch thought in her head. I have ſhown your honour's letter unto the lord James, lord Morton, lord Ledington, they wiſh as your honour doth, that ſhe might be ſtayed yet for a ſpace, and if it were not for their obedience ſake, ſome of them care not tho' they never ſaw her face. They travel what they can to prevent the wicked deviſes of theſe miſchievous purpoſes of her miniſters, but I fear that that will always be found that filij hujus ſeculi, they do what they can to ſtand with the religion, and to maintain amity with their neighbours; they have alſo need to look unto themſelves, for their hazard is great, and that they ſee there is no remedy nor ſafety for themſelves, but to repoſe themſelves upon the queen's majeſty, our ſovereign's favours and ſupport. Friends abroad

9 Aug. 1561. Cott. Lib. B. 10. fo. 32.

abroad they have none, nor many in whom they may truſt at home. There are in mind ſhortly to try what they may be aſſured at of the queen's majeſty, and what they may aſſuredly perform of that they intend to offer for their parties. This the queen of Scotland above all other things doubteth; this ſhe ſeeketh by all means to prevent; and hath cauſed St. Come, in her name, earneſtly to write to charge him that no ſuch things be attempted before her coming home; for that it is ſaid, that they too already arrived here out of England for the purpoſe, what ſemblant ſomever the noblemen do make, that they are grieved with their queen's refuſal, that cometh far from their hearts. They intend to expoſtulate with me hereupon. I have my anſwer ready enough for them. If ſhe thruſt all Engliſhmen out of this country, I doubt not but there will be ſome of her own that will bear us ſome kindneſs. Of me ſhe ſhall be quit, ſo ſoon as it pleaſeth the queen's majeſty my miſtreſs no longer to uſe my ſervice in this place. By ſuch talk, as I have of late had, with the lord James, and lord of Lidington, I perceive that they are of mind that immediately of the next convention, I ſhall repair towards you with their determinations, and reſolutions, in all purpoſes, wherein your honour's advice is earneſtly required, and ſhortly looked for. Whatſomever I deſire myſelf, I know my will ought to be ſubject unto the queen my ſovereign's pleaſure, but to content myſelf, would God I were ſo happy as to ſerve her majeſty in as mean a ſtate as ever poor gentleman did, to be quit of this place; not that I do in my heart wax weary of her majeſty's ſervice, but becauſe my time and years require ſome place of more repoſe and quietneſs than I find in this country. I doubt alſo my inſufficience when other troubles in this country ariſe, or ought ſhall be required of me to the advancement of her majeſty's ſervice, that either my will is not able to compaſs, or my credit ſufficient to work to that effect, as perchance ſhall be looked for at my hands. As your honour hath been a means of my continuance in this room, ſo I truſt that I ſhall find that continual favour at your hands, that ſo ſoon as it ſhall ſtand with the queen's majeſty's pleaſure, I may give this place unto ſome far worthier than I am myſelf, and in the mean ſeaſon, have my courſe directed by your good advice how I may by my contrivance do ſome ſuch ſervice, as may be agreeable to her majeſty's will and pleaſure.

THESE few words, I am bold to write unto your honour of myſelf. For the reſt, where that is wiſhed that the lords will ſtoutly continue yet for one month, I aſſure your honour that there is yet nothing omitted of their old and accuſtomed manner of doing, and ſeeing that they have brought that unto this point, and ſhould now prevail, they were unworthy of their lives.

I FIND not that they are purpoſed ſo to leave the matter. I doubt more her money, than I do her fair words; and yet can I not conceive what great things can be wrought with forty thouſand crowns, and treaſure of her own here I know there is no ſure or ready means to get it. The lord of Lidington leaveth nothing at this time unwritten, that he thinketh may be able to ſatisfye your deſire, in knowledge of the preſent ſtate of things here. Whatſomever cometh of that, he findeth it ever beſt, that ſhe come not; but if ſhe do come, to let her know, at the firſt, what ſhe ſhall find, which is due obedience, and willing ſervice, if ſhe embrace Chriſt, and deſire to live in peace with her neighbours. By ſuch letters as you have laſt received, your honour ſomewhat underſtandeth of Mr. Knox himſelf, and alſo of others, what is determined, he himſelf to abide the uttermoſt, and other never to leave him until God have taken his life, and thus together with what comfort

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ſomever it will pleaſe you to give him by your letters, that the queen's majeſty doth not utterly condemn him, or at the leaſt in that point, that he is ſo ſore charged with by his own queen, that her majeſty will not allow her doing. I doubt not but it will be a great comfort unto him, and will content many others; his daily prayer is for the maintenance of unity with England, and that God will never ſuffer men to be ſo ungrate, as by any perſuaſion to run headlong unto the deſtruction of them, that have ſaved their lives, and reſtored their country to liberty. I leave farther, at this time, to trouble your honour, deſiring God to ſend ſuch an amity between theſe two realms, that God may be glorified to them of this world.—At Edenbourgh the 9th of Auguſt, 1561.

No. VI. (Vol. I. p. 224.)

A letter of Queen Elizabeth to Queen Mary.

To the right excellent, right high and mighty princeſſe, our right dear and well-beloved ſiſter and couſin the queen of Scotland.

RIGHT excellent, right high, and mighty princeſſe, our right dear and right well beloved ſiſter and couſin, we greet you well. The lord of St. Coſme brought to us your letters, dated the 8th of this preſent at Abbeville, whereby ye ſignify, that although by the anſwer brought to you by Monſieur Doyzell, ye might have had occaſion to have entred into ſome doubt of our amity, yet after certain purpoſes paſſed betwixt you and our ambaſſador, you would aſſure us of your good meaning to live with us in amity, and for your purpoſe therein ye require us to give credit to the ſaid St. Coſme. We have thereunto thought good to anſwer as followeth. The ſame St. Coſme hath made like declaration unto us on your part, for your excuſe in not ratifying the treaty, as yourſelf made to our ambaſſador, and we have briefly anſwered to every the ſame points, as he can ſhew you; and if he ſhall not ſo do, yet leaſt in the meane ſeaſon you might be induced to think that your reaſons has ſatisfied us, ſomerally we aſſure you, that to our requeſts your anſwer cannot be reputed for a ſatisfaction. For we requre no benefit of you, but that you will perform your promiſe whereunto you are bound by your ſeal and your hand, for the refuſal whereof we ſee no reaſon alledged can ſerve. Neither covèt we any thing, but that which is in your own power as queen of Scotland, that which yourſelf in words and ſpeech doth confeſs, that which your late huſband's our good brother's ambaſſadors and you concluded, that which your own nobility and people were made privy unto, that which indeed made peace and quietneſs betwixt us, yea that, without which, no perfect amity can continue betwixt us, as if it be indifferently weighed, we doubt not but ye will perceive, allow and accompliſh. Nevertheleſs, perceiving by the report of the bringer, that you mean furthwith upon your coming home, to follow herein the adviſe of your council in Scotland, we are content to ſuſpend our conceipt of all unkindneſs, and do aſſure you that we be fully reſolved upon this being performed, to unite a ſure band of amity, and to live in neighbourhood with you as quietly, friendly, yea as aſſuredly in the knot of friendſhip, as we be in the knot of nature and blood. And herein we be ſo earneſtly determined, that the world ſhould ſee if the contrary ſhould follow, (which God forbid) the very occaſion to be in you and not in us; as the ſtory witneſſeth the like of the king your father, our uncle, with whom

16th of Aug. 1561. Paper Office from a Copy.

our father ſought to have knitt a perpetual bond, by inviting to come in this realm to York, of which matter we know there remain with us, and we think with you, ſundry witneſſes of our father's earneſt good meaning, and of the error whereunto divers evil councellors induced your father; or finally where it ſeemeth that report hath been made unto you, that we had ſent our admiral to the ſeas with our navy to empeache your paſſage, both your ſervants do well underſtand how falſe that is, knowing for a truth that we have not any more than two or three ſmall barks upon the ſeas, to apprehend certain pirates, being thereto entreated, and almoſt compelled, by the earneſt complaint of the ambaſſador of our good brother the king of Spain, made of certain Scottiſhmen haunting our ſeas as pirates, under pretence of letters of marque, of which matter alſo we earneſtly require you, at your coming to your realme, to have ſome good conſideration, and the rather for reſpect that ought to be betwixt your realme and the countries of us, of France, of Spain, and of the houſe of Burgundy. And ſo, right excellent, right high and mighty princeſs, we recommend us to you with moſt earneſt requeſt, not to neglect theſe our friendly and ſiſterly offers of friendſhip, which, before God, we mean and intend to accompliſh. Given under our ſignet at Henyngham the 16th of Auguſt, in the third year of our reign.

No. VII. (Vol. I. p. 253.)

A letter of Randolph to the right honourable Sir William Cecil, knight, principal ſecretary to the queen's majeſty.

15th of May, 1563. Paper Office from the Original.

OF late, until the arrival of monſieur la Croch, I had nothing worth the writing unto your honour.—Before his coming, we had ſo little to hint upon, that we did nothing but paſs our time in feaſts, banquetting, maſking, and running at the ring, and ſuch like. He brought with him ſuch a number of letters, and ſuch abundance of news, that for the ſpace of three days, we gave ourſelves to nothing elſe but to reading of writings, and hearing of tales many ſo truely reported, that they might be compared to any that ever Luciane did write de veris narrationibus. Among all his tidings, for the moſt aſſured, I ſend this unto your honour as an undoubted truth, which is, that the cardinal of Lorraine, at his being with the emperor, moved a marriage between his youngeſt ſon, the duke of Auſtruche, and this queen; wherein he hath ſo far travailed, that it has already come unto this point, that if ſhe find it good, the ſaid duke will out of hand ſend hither his embaſſador, and farther proceed to the conſummation hereof, with as convenient ſpeed as may be; and to the intent her mind may be the better known, la Croch is ſent unto her with this meſſage from the cardinal, who hath promiſed unto the emperor, to have word again before the end of May; and for this cauſe la Croch is ready for his departure, and his letters writing both day and night. This queen being before advertized of his towardneſs, by many means, hath ſought far off, to know my lord of Murray's mind herein, but would never ſo plainly deal with him, that he could learn what her meaning is, or how ſhe is bent. She uſeth no man's council, but only this man's that laſt arrived, and aſſuredly until the L. of Lidington's return, ſhe will do what ſhe can to keep that ſecret, and becauſe reſolution in his abſence cannot be taken, ſhe will, for this time, return la Croch with requeſt, to have longer time to deviſe; and after, with the moſt ſpeed ſhe can, ſhe fully purpoſeth to advertize him, I mean her uncle the cardinal,

nal, of her mind. Of this matter the L. of Lidington is made privy. I know not whether by ſome intelligence that he had before his departure, or ſince his arrival in France, divers letters have paſſed between her grace and him, whereof as much as it imported not greatly the knowledge of, was communicated to ſome, as much as was written in ſypher, is kept unto themſelves. Whether alſo the L. of Lidington hath had conferrence with the Spaniſh ambaſſador in England of this matter, or any like, I leave it unto your honour's good means, to get true knowledge thereof. Gueſſes or ſurmizes in ſo grave matters, I would be loth to write for verities. This alſo your honour may take for truth, that the emperor hath offered with his ſon, for this queen's dower, the county of Tyroll, which is ſaid to be worth 30,000 franks by year. Of this matter alſo, the rhingrave wrote a letter unto this queen, out of France, not long ſince. This is all that preſently I can write unto your honour hereof, as I can come by farther knowledge, your honour ſhall be informed.

I HAVE received your honour's writings by the Scottiſh man, that laſt came into theſe parts, he brought alſo letters unto this queen from the L. of Lidington, their date was old, and contained only the news of France. I perceive, divers ways, that Newhaven is ſorre cloſed, but I am not ſo ignorant of their nature, but that I know they will ſay as much as they dare do, I will not ſay as the proverb doth, 'canis timidus fortius latrat.' From hence I do aſſure them, what means ſomever they make, or how pitiful ſomever their mone be, they are like to receive but ſmall comfort, for all their long allie. We ſtand daily in doubt what friendſhip we ſhall need ourſelf, except we put better order unto our miſruled papiſts, than yet we do, or know how to bring to paſs, that we may be void of their comber.

To morrow, the 15th of this inſtant, the queen departeth of this town, towards Edenbourgh. If my hap be good, you ſhall thoroughly hear ſome merry tidings of the Bp. of St. Andrews; upon Wedneſday next he ſhall be arreigned, and five other prieſts, for their maſſing at Eaſter laſt. Thus moſt humbly I take my leave; at St. Andrews the 15th of May, 1563.

No. VIII. (Vol. I. p. 261.)

Letter of Randolph to the right honourable Sir William Cecil, knight, principal ſecretary to the queen's majeſty.

MAY it pleaſe your honour, the 7th of this inſtant, Rowlet, this queen's ſecretary, arrived here; he reporteth very honeſtly of his good uſage, he brought with him many letters unto the queen that came out of France, full of lamentation and ſorrow. She received from the queen mother two letters, the one contained only the rehearſal of her griefs, the other ſignify the ſtate of France as then it was, in what ſort things were accorded, and what farther was intended for the appeaſing of the diſcords there, not miſtruſting but that if reaſon could not be had at the queen of England's hands, but that the realm of France ſhould find her ready and willing to ſupport and defend the right thereof, as by friendſhip and old alliance between the two realms ſhe is bound. 10th of April, 1563. Paper Office from the Original in his own Hand.

How well theſe words do agree with her doings, your honour can well conſider, and by her writings in this ſort unto this queen, (which I aſſure your honour is true)

you may aſſuredly know, that nothing ſhall be left undone of her part, that may move debate or controverſie between this queen and our ſovereign.

It was much muſed at by the queen herſelf, how this new kindneſs came about, that at this time ſhe received two long letters written all with her own hand, ſaying, all the time ſince her return ſhe never received half ſo many lines, as were in one of the letters, which I can myſelf teſtify by the queen's own ſaying, and other good aſſurance, where hitherto I have not been deceived. I can alſo farther aſſure your honour, that this queen hath ſayed that ſhe knoweth now, that the friendſhip of the queen's majeſty my ſovereign may ſtand her more in ſtead, than that of her good mother in France, and as ſhe is deſirous of them both, ſo will ſhe not loſe the one for the other. I may alſo farther aſſure your honour, that whatſomever the occaſion is, this queen hath ſome what in her heart that will burſt out in time, which will manifeſt that ſome unkindneſs hath paſſed between them, that will not be eaſy forgotten. In talk ſometimes with myſelf, ſhe ſaith that the queen mother might have uſed the matter otherwiſe than ſhe hath done, and doth much doubt what ſhall be the ſucceſs of her great deſire to govern alone, in all things to have her will. Seeing then that preſently they ſtand in ſuch terms one with the other, I tho't it better to confirm her in that mind, (this queen I mean) than to ſpeak any word that might cauſe her to conceive better of the other. And yet I am aſſured ſhe ſhall receive as friendly letters, and as many good words from this queen, as the other did write unto her. Whether the queen mother will ſpeak any thing unto the L. of Lydington of that purpoſe, ſhe did write unto this queen of, I know not, but if ſhe do, I think it hard if your honour can get no ſavour thereof, at his return, or I perchance by ſome means here. It may, perchance, be written only by that queen, to try what anſwer this queen will give, or underſtand what mind ſhe beareth unto the queen's majeſty our ſovereign. The queen knoweth now that the earl Bothewell is ſent for to London. She cauſed a gentleman of hers to enquire the cauſe; I anſwered, that I knew none other, but that his takers were in controverſy who took him, and that it ſhould be judged there. I know that ſhe thinketh much that he is not ſent into Scotland. It is yet greatly doubted that if he were here, he would be reſerved for an evil inſtrument. If the lord of Lidington have not been plain with your honour herein, he is in the wrong to thoſe who are his friends here, but moſt of all to himſelf. There comes a vulture in this realm, if ever that man come again into credit.

No. IX. (Vol. I. p. 269.)

The oration made by William Maitland of Lethington, younger ſecretary for the time, in the parliament holden by our ſovereign the king's mother, queen of this realm for the time, the time of the reſtitution of Umquile Matthew Earl of Lenox.

MY lords and others here convened. Albeit, be that it has pleaſed her majeſty moſt graciouſly to utter unto you, by her own mouth, ye may have ſufficiently conceived the cauſe of this your preſent aſſembly; yet having her majeſty's commandment to ſupply my Lord Chancellor's place, being preſently as ye ſee deceaſed, I am willed to expreſs the ſame ſomewhat more at large.

NOTOUR

NOTOUR it is, how, in her Highneſs's minority, a proceſs of forfaltour was decreed againſt my Lord of Lennox, for certain offences alledged committed by him, ſpecified in the dome and cenſement of Parliament given thereupon; by reaſon whereof he has this long time been exiled, and abſent forth of his native country, how grievous the ſame has been unto him, it has well appeared by divers his ſuites, ſundry ways brought unto her Majeſty's knowledge, not only containing moſt humble and due ſubmiſſion, but always bearing witneſs of his good devotion to her Majeſty his natural princeſs, and earneſt affection he had to her Highneſs moſt humble ſervice, if it ſhould pleaſe her Majeſty of her clemency to make him able to enjoy the benefit of a ſubject; many reſpects might have moved her Highneſs favourably to incline to his requeſt, as the antiency of his houſe, and the ſirname he bears, the honour he has to appertain to her majeſty by affinity, by reaſon of my Lady Margaret her highneſs's aunt, and divers other his good conſiderations, as alſo the effectuous requeſt of her good ſiſter the Queen's Majeſty of England, whoſe earneſt commendation was not of leaſt moment, beſides that of her own natural, her majeſty has a certain inclination to pity the decay of noble houſes, and as we heard, by her own report, has a great deal more pleaſure to be the inſtrument of the uphold, maintenance, and advancement of the antient blood, than to have matter miniſtred of the decay or overthrow of any good race. Upon this occaſion, her majeſty the more tenderly looked upon his requeſt, and her good ſiſter the Queen of England's favourable letter, written for recommendation of his cauſe, in conſideration whereof not only has ſhe granted unto him her letter of reſtitution, by way of grace, but alſo licenſed him to purſue, by way of reduction, the remedies provided by the law for ſuch as think themſelves grieved by any judgment, unorderly led, and to have the proceſs reverſed; for examination whereof, it has pleaſed her majeſty preſently to aſſemble you the three eſtates of this her realme, by whoſe advice, deliberation, and deciſion at her majeſty's mind, to proceed forward upon his compl.ints, as the merits of the cauſe, laws of the realm, and practice obſerved in ſuch caſes, will bear out. The ſum of all your proceedings at this time, being by that we have heard, thus as it were pointed out, I might here end, if the matter we have in hand gave me not occaſion to ſay a few more words, not far different from the ſame ſubject, wherein I would extend the circumſtances more largely. If I feared not to offend her highneſs, whoſe preſence and modeſt nature abhors long ſpeaking and adulation, and ſo will compel me to ſpeak ſuch things, as may ſeem to tend to any good and perfect point; and leaſt it ſhould be compted to me, as that I were oblivious, if I ſhould omit to put you in remembrance, in what part we may accept this, and the like demonſtrations of her gentill nature; whoſe gracious behaviour towards all her ſubjects, in general, may ſerve for a good proof of that felicity, we may look for under her happy government, ſo long as it ſhall pleaſe God to grant her unto us; for a good harmony to be had in the common weill, the offices between the prince and the ſubjects muſt be reciprocque; as by her majeſty's prudence we enjoy this preſent peace with all foreign nations, and quietneſs among yourſelves, in ſuch ſort, that I think juſtly it may be affirmed Scotland, in no man's age that preſently lives, was in greater tranquility; ſo is it the duty of all us her loving ſubjects to acknowlege the ſame as a moſt high benefit, proceeding from the good government of her majeſty, declaring ourſelves thankful for the ſame, and rendering to her majeſty ſuch due obedience, as a juſt prince may look for at the hands of faithful and obedient ſubjects. I mean no forced nor unwilling obedience, which I know

her

her nature does deteſt, but ſuch as proceeds from the contemplation of her modeſt kind of regiment, will for love and duty ſake produce the fruits thereof. A good proof have we all in general had of her majeſty's benignity theſe three years, that ſhe has lived in the government over you, and many of you have largely taſted of her large liberality and frank dealing; on the other part her highneſs has had large appearance of your dutiful obedience, ſo it becomes you to continue, as we have begun, in conſideration of the many notable examples of her clemency above others her good qualities, and to abhor and deteſt all falſe bruites and rumours, which are the moſt peſtilent evils that can be in any common weil, and the ſowers and inventors thereof. Then may we be well aſſured to have of her an moſt gracious princeſſe, and ſhe moſt faithful and loving ſubjects; and ſo both the head and the members, being encouraged to maintain the harmony and accord of the politick bodies, whereof I made mention before, as the glory thereof ſhall partly appertain to her majeſty, ſo ſhall no ſmall praiſe and unſpeakable commodity redound therethrough to you all univerſally her ſubjects.

No. X. (Vol. I. p. 278.)

The perils and troubles that may preſently enſue, and in time to come follow, to the Queen's majeſty of England, and ſtate of this realm, upon the marriage of the Queen of Scots to the Lord Darley.

FIRST, the minds of ſuch as be affected to the Queen of Scotts, either for herſelf, or for the opinion of her pretence to this crown, or for the deſire to have charge of the form of religion in this realm, or for the diſcontentation they have of the Queen's majeſty, or her ſucceſſion, or of the ſucceſſion of any other beſide the Queen of Scotts, ſhall be, by this marriage, erected, comforted, and induced to deviſe and labour how to bring their deſires to paſs; and to make ſome eſtimate what perſons thoſe are, to the intent the quantity of the danger may be weighed; the ſame may be compaſſed in thoſe ſorts either within the realm or without.

THE firſt are ſuch as are ſpecially devoted to the Queen of Scotts, or to the Lord Darley, by bond of blood and alliance; as firſt all the houſe of Lorrain and Guiſe for her part, and the Earl of Lenox and his wife, all ſuch in Scotland as be of their blood, and have received diſpleaſures by the Duke of Chaltlreault and the Hamiltons. The ſecond are all manner of perſons, both in this realm and other countries, that are devoted to the authority of Rome, and miſlike of the religion now received; and in theſe two ſorts are the ſubſtance of them comprehended, that ſhall take comfort in this marriage.

NEXT therefore to be conſidered what perils and troubles theſe kind of men ſhall intend to this realm.

FIRST, the general ſcope and mark of all their deſires is, and always ſhall be, to bring the Queen of Scotts to have the royal crown of this realm; and therefore, though the deviſees may vary amongſt themſelves for the compaſſing hereof, according to the accidents of the times, and according to the impediments which they ſhall find by means of the queen's majeſty's actions and governments, yet all their purpoſes, drifts, deviſes, and practices, ſhall wholly and only tend to make the queen of Scotts queen of this realm, and to deprive our ſovereign lady thereof; and in their proceedings, there are two manners to be conſidered, whereof the one is far worſe than the

the other: the one is intended by them, that either from malicious blindneſs in religion, or for natural affection to the queen of Scotts, or the lord Darley, do perſuade themſelves that the ſaid queen of Scotts hath preſently more right to the crown than our ſovereign lady the queen, of which ſort be all their kindred on both ſides, and all ſuch as are devoted to popery, either in England, Scotland, Ireland, or elſewhere; the other is meant by them, which, with leſs malice, are perſuaded that the queen of Scotts hath only right to be the next heir to ſucceed the queen's majeſty and her iſſue, of which ſort few are without the realm, but here within, and yet of them, not ſo many as are of the contrary, and from theſe two ſorts ſhall the peril deviſes and practices proceed. From the firſt, which imagine the queen of Scotts to have perpetually right, are to be looked for theſe perils. Firſt, is it to be doubted the devil will infect ſome of them to imagine the hurt of the life of our dear ſovereign lady, by ſuch means as the devil ſhall ſuggeſt to them, although it is to be aſſuredly hoped, that almighty God will, as he hath hitherto, graciouſly protect and preſerve her from ſuch dangers. Secondly, there will be attempted, by perſuaſions, by brutes, by rumours, and ſuch like, to alienate the minds of good ſubjects from the queen's majeſty, and to counciliate them to the queen of Scotts, and on this behalf the frontiers and the north will be much ſolicited and laboured. Thirdly, there will be attempted cauſes of ſome tumults and rebellions, ſpecially in the north towards Scotland, ſo as thereupon may follow ſome open enterprize ſet by violence. Fourthly, there will be, by the ſaid queen's council and friends, a new league made with France, or Spain, that ſhall be offenſive to this realm, and a furtherance to their title. And it is alſo very likely, that they will ſet a foot as many practices as they can, both upon the frontiers and in Ireland, to occaſion the queen's majeſty to encreaſe and continue her charge thereby, to retain her from being mighty or potent, and for the attempting of all theſe things, many deviſes will be imagined, from time to time, and no negligence will therein appear.

FROM the ſecond ſort, which mean no other favour to the queen of Scotts, but that ſhe ſhould ſucceed in title to the queen's majeſty, is not much to be feared, but that they will content themſelves to ſee not only the queen's majeſty not to marry, and ſo to impeach it, but to hope that the queen of Scotts ſhall have iſſue, which they will think to be more pleaſible to all men, becauſe thereby the crowns of England and Scotland ſhall be united in one, and thereby the occaſion of war ſhall ceaſe; with which perſuaſion many people may be ſeduced, and abuſed to incline themſelves to the part of the queen of Scotts.

THE remedies againſt theſe perils.

A Duplicat.

A ſummary of the conſultation and advice given by the lords and others of the privy council. Collected out of the ſundry and ſeveral ſpeeches of the ſaid counſellors. 4th June 1565. Cott. Lib. Cal. B. 10. fo. 290.

Lord Keeper,
Lord Treaſurer,
Earls of { Derby, Bedford, Leiceſter,
Lord Admiral,
Lord Chamberlain,
Mr. Comptroler,
Mr. Vice Chamberlain,
Mr. Secretary,
Cave,
Peter,
Maſon.

Queſtions

Queſtions propounded were theſe two.

1. FIRST, what perils might enſue to the queen's majeſty, or this realm, of the marriage betwixt the queen of Scotts, and the Lord Darnly.
2. What were meet to be done, to avoid or remedy the ſame.

To the Firſt.

The perils being ſundry, and very many, were reduced by ſome counſellors into only one.

1. Firſt, that by this marriage, the queen of Scotts, (being not married) a great number in this realm, not of the worſt ſubjects, might be alienated in their minds from their natural duties to her majeſty, to depend upon the ſucceſs of this marriage of Scotland, as a mean to eſtabliſh the ſucceſſion of both the crowns in the iſſue of the ſame marriage, and ſo favour all deviſes and practices, that ſhould tend to the advancement of the queen of Scotts.

2. Secondly, that conſidering the chief foundation of them, which furthered the marriage of the lord Darnley, was laid upon the truſt of ſuch as were papiſts, as the only means left to reſtore the religion of Rome, it was plainly to be ſeen, that both in this realm and Scotland, the papiſts would moſt favour, maintain, and fortify this marriage of the lord Darnley, and would for furtherance of faction in religion, deviſe all means and practices that could be within this realm, to diſturb the eſtate of the queen's majeſty, and the peace of the realm, and conſequently to atchieve their purpoſes by force, rather than fail. By ſome other, theſe perils having indeed many branches, were reduced, though ſomewhat otherwiſe, into two ſorts, and theſe were in nature ſuch as they could not be eaſily ſevered the one from the other, but were knit and lincked together, naturally for maintaining the one with the other. The firſt of theſe ſort of perils was, that by this marriage with the lord Darnley, there was a plain intention to further the pretended title of the queen of Scotts, not only to ſucceed the queen's majeſty, as in her beſt amity ſhe had poſſeſſed, but that to occupy the queen's eſtate, as when ſhe was in power, ſhe did manifeſtly declare.

THE ſecond was, that hereby the Romiſh religion ſhould be erected, and increaſed daily in this realm, and theſe two were thus knit together, that the furtherance and maintenance of the title ſtood, in furthering of the religion of Rome within this realm; and in like manner the furtherance of the ſame religion ſtood by the title, for otherwiſe the title had no foundation.

Proves of the firſt.) And to prove that the intention to advance the title to diſturb the queen's majeſty, muſt needs enſue, was conſidered that always the intention and will of any perſon is moſt manifeſt, when their power is greateſt, and contrary when power is ſmall, then the intention and will of every perſon is covered and leſs ſeen. So as when the queen of Scotts power was greateſt, by her marriage with the dolphin of France, being afterwards French king, it manifeſtly appeared of what mind ſhe, and all her friends were, uſing then manifeſtly all the means that could be deviſed to impeach and diſpoſſeſs the queen's majeſty, firſt by writing and publiſhing herſelf in all countries queen of England; by granting charters, patents, and commiſſions with that ſtile, and with the arms of England, both the French and Scotts, which charters remain ſtill undefaced; and to proſecute it with effect, it is known what preparations of war were made, and ſent into Scotland; and what other forces were aſſembled in foreign countries; yea, in what manner a ſhameful peace was made

made by the French with king Phillip, to employ all the forces of France, to purſue all the matters by force, which by God's providence, and the queen's majeſty contrary power, were repelled; and afterwards, by her huſband's death, her fortune and power being changed, the intention began to hide itſelf, and altho' by the Scottiſh queen's commiſſarys an accord was made at Edenbrough, to reform all thoſe titles, and claims, and pretences, yet to this day, by delays and cavillations, the ratification of that treaty hath been deferred. And ſo now, as ſoon as ſhe ſhall feel her power, ſhe will ſet the ſame again abroad, and by conſidering of ſuch errors as were committed in the firſt, her friends and allies will amend the ſame, and proceed ſubſtantially to her purpoſe. By ſome it was thought plainly, that the peril was greater of this marriage with the lord Darnley, being a ſubject of this realm, than with the mightieſt prince abroad; for by this, he being of this realm, and having for the cauſe of religion, and other reſpects, made a party here, ſhould encreaſe by force with diminution of the power of the realm, in that whatſoever power he could make by the faction of the papiſt, and other diſcontented perſons here, ſhould be as it were deducted out of the power of this realm; and by the marriage of a ſtranger, ſhe could not be aſſured of any part here; ſo as by this marriage ſhe ſhould have a portion of her own power to ſerve her turn, and a ſmall portion of adverſaries at home in our own bowels, always ſeen more dangerous than treble the like abroad; whereof the examples are in our own ſtories many, that foreign powers never prevailed in this realm, but with the help of ſome at home. It was alſo remembered, that ſeeing now before this attempt of marriage, it is found, and manifeſtly ſeen, that in every corner of the realm, the faction that moſt favoureth the Scottiſh title, is grown ſtout and bold, yea ſeen manifeſtly in this court, both in hall and chamber, it could not be (but except good heed were ſpeedily given to it) by this marriage, and by the practice of the fautors thereof, the ſame faction would ſhortly encreaſe, and grow ſo great and dangerous, as the redreſs thereof would be almoſt deſperate. And to this purpoſe it was remembered, how of late in peruſing of the ſubſtance of the juſtices of the peace, in all the countrys of the realm, ſcantly a third was found fully aſſured to be truſted in the matter of religion, upon which only ſtring the queen of Scotts title doth hang, and ſome doubt might be, that the friends of the earl of Lenox, and his, had more knowledge hereof than was thought, and thereby made avant now in Scotland, that their party was ſo great in England as the queen's majeſty durſt not attempt to contrary his marriage. And in this ſort, was the ſum of the perils declared, being notwithſtanding more largely and plainly ſet out, and made ſo apparent by many ſure arguments, as no one of the council could deny them to be but many, and very dangerous.

Second Queſtion.

THE queſtion of this conſultation was what were meet to be done to avoid theſe perills, or elſe to divert the force thereof from hurting the realm; wherein there were a great number of particular deviſes propounded, and yet the more part of them was reduced by ſome into three heads.

1. THE firſt thought neceſſary by all perſons, as the only thing of the moſt moment and efficacy, to remedy all theſe perrils, and many others, and ſuch as without it, no other remedy could be found ſufficient, and that was to obtain that the queen's majeſty would marry, and make therein no long delay.

2. THE ſecond was to advance, eſtabliſh, and fortify indeed the profeſſion of religion, both in Scotland, and in England, and to deminiſh, weaken, and feeble the contrary.

3. THE third was, to proceed in ſundry things, either to diſappoint and break this intended marriage, or, at the leaſt, thereby to procure the ſame not to be ſo hurtful to this realm, as otherwiſe it will be.

THE firſt of theſe three hath no particular rights in it, but an earneſt and unfeigned deſire and ſuite, with all humbleneſs, by prayer to Almighty God, and advice and council to the queen's majeſty, that ſhe would differ no more time from marriage, whereby the good ſubjects of the realm might ſtay their hearts, to depend upon her majeſty, and the iſſue of her body, without which no ſurety can be deviſed to aſcertain any perſon of continuance of their families or poſteries, to enjoy that which otherwiſe ſhould come to them.

SECOND, concerning the matters of religion, wherein both truth and policy were joined together, had theſe particulars.

FIRST, whereas of late the adverſaries of religion in the realm have taken occaſion to comfort and increaſe their faction, both in England, Scotland, and abroad, with a rumour and expectation that the religion ſhall be ſhortly changed in this realm, by means that the biſhops, by the queen's majeſty's commandment, have of late dealt ſtreightly with ſome perſons of good religion, becauſe they had forborn to wear certain apparel, and ſuch like things, being more of form and accidents, than of any ſubſtance, for that it is well known that her majeſty had no meaning to comfort the adverſaries, but only to maintain an uniformity as well in things external, as in the ſnbſtance; nor yet hath any intention to make any change of the religion, as it is eſtabliſhed by laws. It was thought by all men very neceſſary, for the ſuppreſſing of the pride and arrogancy of the adverſaries, indirectly hereby to notify, by her ſpecial letters to the two arch-biſhops that her former commandment was only to retain an uniformity, and not to give any occaſion to any perſon to misjudge of her majeſty, in the change of any part of religion, but that ſhe did determine firmly to maintain the form of her religion, as it was eſtabliſhed, and to puniſh ſuch as did therein violate her laws. And in theſe points, ſome alſo wiſhed that it might pleaſe her archbiſhops, that if they ſhould ſee that the adverſaries continued in taking occaſion to fortify their faction, that in that caſe they ſhould uſe a moderation therein, until the next parliament, at which time, ſome good, uniform, and decent order might be deviſed, and eſtabliſhed, for ſuch ceremonies, ſo as both uniformity and gravity might be retained amongſt the clergy.

THE ſecond means was, that the quondam biſhops, and others, which had refuſed to acknowledge the queen's majeſty's power over them, according to the law, and were of late diſperſed in the plague time to ſundry places abroad, where it is known they ceaſe not to advance their faction, might be returned to the tower or ſome other priſon, where they might not have ſuch liberty to ſeduce and inveigle the queen's majeſty's ſubjects, as they daily do.

THE third means was, that where the biſhops do complain that they dare not execute the eccleſiaſtical laws, to the furtherence of religion, for fear of the premunire, wherewith the judges and lawyers of the realm, being not beſt affected in religion, do threaten them, and in many caſes lett not to pinch and deface them, that upon ſuch caſes opened, ſome convenient authority might be given them, from the queen's majeſty, to continue during her pleaſure.

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THE fourth was, that there were daily lewd, injudicious and unlawful books in Engliſh brought from beyond ſeas, and are boldly received, read, and kept, and eſpecially in the North, ſeducing of great numbers of good ſubjects, the like boldneſs whereof was never ſuffered in any other princeſs's time, that ſome ſtreight order might be given to avoid the ſame, and that it might be conſidered by the judges, what manner of crime the ſame is, to maintain ſuch books, made directly againſt her majeſty's authority, and maintaining a foreign power, contrary to the laws of the realm.

THE fifth was, that where a great number of monks, fryers, and ſuch lewd perſons are fled out of Scotland, and do ſerve in England, eſpecially in the North, as curates of churches, and all ſuch of them as are not found honeſt and conformable, may be baniſhed out of the realm, for that it appeareth they do ſow ſedition in the realm, in many places, and now will increaſe their doings.

THE ſixth, where ſundry having eccleſiaſtical livings are on the other ſide the ſea, and from thence maintain ſedition in the realm; that livings may be better beſtowed, to the commodity of the realm, upon good ſubjects.

THE ſeventh is, that the judges of the realm, having no ſmall authority in this realm in governance of all property of the realm, might be ſworn to the queen's majeſty, according to the laws of the realm, and ſo thereby they ſhould for conſcience ſake maintain the queen's majeſty's authority.

THE particulars of the third intention, to break and avoid this marriage, or to divert the perrils.

FIRST to break this marriage, conſidering nothing can likely do it, but force, or fear of force, it is thought by ſome that theſe means following might occaſion the breach of the marriage.

1. THAT the earl of Bedford repair to his charge.
2. THAT the works at Berwick be more advanced.
3. THAT the garriſon be there increaſed.
4. THAT all the wardens put their frontiers in order with ſpeed, to be ready at an hour's warning.
5. THAT ſome noble perſon, as the duke of Norfolk, or the earl of Salop, or ſuch other, be ſent into Yorkſhire, to be lieutenant general in the North.
6. THAT preparations be made of a power, to be in readineſs to ſerve, either at Berwick, or to invade Scotland.
8. THAT preſently the lady Lenox be committed to ſome place, where ſhe may be kept from giving or receiving of intelligence.
9. THAT the earl of Lenox and his ſon may be ſent for, and required to be ſent home by the queen of Scotts, according to the treaty; and if they ſhall not come, then to denounce to the queen of Scotts the breach of the treaty, and thereupon to enter with hoſtility; by which proceeding, hope is conceived (ſo the ſame be done in deeds and not in ſhews) that the marriage will be avoided, or at the leaſt that it may be qualified from many perils; and whatſoever is to be done herein, is to be executed with ſpeed, whilſt ſhe has a party in Scotland that favoureth not the marriage, and before any league made by the queen of Scots with France or Spain.

SOME other allows well of all theſe proceedings, ſaving of proceeding to hoſtility, but all do agree in the reſt, and alſo to theſe particularities following.

10. THAT the earl's lands upon his refuſal, or his ſon's refuſing, ſhould be ſeized and beſtowed in gift or cuſtody, as ſhall pleaſe her majeſty, upon good ſubjects.

11. THAT all manifeſt favourers of the earl, in the North, or elſewhere, be inquired for, and that they be, by ſundry means, well looked to.

12. THAT enquiry be made in the North, who have the ſtewardſhip of the queen's majeſty's lands there, and that no perſon, deſerving miſtruſt, be ſuffered to have governance or rule of any of her ſubjects or lands in the North, but only to retain their fees, and more truſty perſon have rule of the ſame peoples lands.

13. THAT all frequent paſſages into this realm, to and from Scotland, be reſtrained to all Scottiſh men, ſaving ſuch as have ſafe conduct, or be eſpecially recommended from Mr. Randolph, as favourers of the realm.

14. THAT ſome intelligence be uſed with ſuch in Scotland, as favour not the marriage, and they comforted from time to time.

15. THAT the queen's majeſty's houſhold, chamber, and penſioners be better ſeen unto, to avoid broad and uncomely ſpeech uſed by ſundry againſt the ſtate of the realm.

16. THAT the younger ſon of the earl of Lenox, Mr. Charles, be removed to ſome place, where he may be forth coming.

17. THAT conſidering the faction and title of the queen of Scotts hath now, of long time received great favour, and continued, by the queen's majeſty's favour herein to the queen of Scotts and her miniſters, and the lady Catharine, whom the ſaid queen of Scotts accompted as a competor unto her in pretence of title, it may pleaſe the queen's majeſty, by ſome exterior act, to ſhew ſome remiſſion of her diſpleaſure to the lady, and to the earl of Hartford, that the queen of Scotts thereby may find ſome change, and her friends put in doubt of further proceeding therein.

18. THAT whoſoever ſhall be lieutenant in the North, Sir Ralph Sadler may accompany him.

19. THAT with ſpeed the realm of Ireland may be committed to a new governor.

20. FINALLY, that theſe adviſes being conſidered by her majeſty, it may pleaſe her to chooſe which of them ſhe liketh, and to put them in execution in deeds, and not to paſs them over in conſultations and ſpeeches.

FOR it is to be aſſured, that her adverſaries will uſe all means to put their intention in execution. Some by practice, ſome by force, when time ſhall ſerve, and no time can ſerve ſo well the queen's majeſty to interrupt the perils, as now at the firſt, before the queen of Scotts purpoſes be fully ſettled.

No. XI. (Vol. I. p. 288.)

Randolph to the earl of Leiceſter, from Edinburgh the 31ſt of July 1565.

Cott. lib. Cal. B. 9. fol. 218. An Original.

MAY it pleaſe your lordſhip, I have received your lordſhip's letter by my ſervant, ſufficient teſtimony of your lordſhip's favour towards me, whereof I think my ſelf always ſo aſſured, that what other miſhap ſoever befall me, I have enough to comfort my ſelf with; though I have not at this time received neither according to the need I ſtand, nor the neceſſity of the ſerviſe that I am imployed in, I will rather paſs it, as I may with patience, than trouble your lordſhip to be further ſuter for me, when there is ſo little hope that any good will be done for me. I doubt not

not but your lordſhip hath heard by ſuch information, as I have given from hence, what the preſent ſtate of this country is, how this queen is now become a married wife, and her huſband, the ſelf ſame day of his marriage, made a king. In their deſires, hitherto, they have found ſo much to their contentment, that if the reſt ſucceed and proſper accordingly, they may think themſelves much happier, than there is appearance that they ſhall be, ſo many diſcontented minds, ſo much miſliking of the ſubjects to have theſe matters thus ordered, and in this ſort to be brought to paſs; I never heard of any marriage, ſo little hope, ſo little comfort as men do talk, was never ſeen, at any time, when men ſhould moſt have ſhewed themſelves to rejoice, if that conſideration of her own honour and well of her country had been had as appertained in ſo weighty a caſe. This is now their fear, the overthrow of religion, the breach of amitie with the queen's majeſty, and the deſtruction of as many of the nobility as ſhe hath miſliking of, or that he liketh to pitch a quarrle unto. To ſee all theſe inconveniencys approaching, there are a good number that may ſooner lament with themſelves, and complain to their neighbours, than be able to find remedie to help them, ſome atempt with all the force they have, but are too weak to do any good, what is required otherways, or what means there is made your lordſhip knoweth; what will be anſweared, or what will be done, therein, we are in great doubt, and though your intent be never ſo good unto us, yet do we ſo much fear your delay, that our ruin ſhall prevent your ſupport when council is once taken. Nothing ſo needfull, as ſpeedy execution. Upon the queen's majeſty, we wholly depend, in her majeſty's hands it ſtandeth to ſave our lives, or to ſuffer us to periſh; greater honor her majeſty cannot have, than in that which lyeth in her majeſty's power to do for us; the ſums are not great, the numbers of men are not many that we deſire; many will dayly be found, though this will be ſome charge; men grow dayly, though, at this time, I think her majeſty ſhall looſe but few; her friends here being once taken away, where will her majeſty find the like; I ſpeak leaſt of that which I think is moſt earneſtly intended by this queen, and her huſband, when by him it was lately ſaid, that he cared more for the papiſts in England, than he did for the proteſtants in Scotland; if therefore, his hops be ſo great in the papiſts of England, what may your lordſhip believe that he thinketh of the proteſtants there; for his birth, for his nurritour, for the honor he hath to be of kine to the queen my miſtreſs, if in preferring thoſe that are the queen's majeſties worſt ſubjects to thoſe that are her beſt, he declareth what mind he beareth to the queen's majeſties ſelf, any man may ſay it is ſlenderly rewarded, and his duty evil forgotten; he would now ſeem to be indifferent to both the religions, ſhe to uſe her maſs, and he to come ſometimes to the preaching; they were married with all the ſolemnities of the popiſh time, ſaving that he heard not the maſs; his ſpeech and talk argueth his mind, and yet would he fain ſeem to the world that he were of ſome religion; his words to all men, againſt whom he conceiveth any diſpleaſure how unjuſt ſoever it be, ſo proud and ſpitfull, that rather he ſeemeth a monarch of the world, than he that, not long ſince, we have ſeen and known the lord Darnley; he looketh now for reverence of many, that have little will to give it him; and ſome there are that do give it, that think him little worth of it. All honor that may be atributed unto any man by a wife, he hath it wholly and fully; all praiſes that may be ſpoken of him, he lacketh not from herſelf; all dignities that ſhe can indue him with, which are already given and granted; no man pleaſeth her that contenteth not him; and what may I ſay more, ſhe hath given over to him her whole will, to be ruled and guided as himſelf beſt liketh; ſhe can as much prevail with him, in any

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thing that is againſt his will, as your lordſhip may with me to perſwade that I ſhould hang my ſelf; this laſt dignity out of hand to have been proclaimed king, ſhe would have it deferred untill it were agreed by parliament, or he had been himſelf of 21 years of age, that things done in his name might have the better authority. He would, in no caſe, have it deferred one day, and either then or never; whereupon this doubt is riſen amongſt our men of law whether ſhe being clade with a huſband, and her huſband not twenty one years, any thing without parliament can be of ſtrength, that is done between them; upon Saturday at afternoon, theſe matters were long in debateing. And before they were well reſolved upon, at nine hours at night, by three heralds, at ſound of the trumpet, he was proclaimed king. This was the night before the marriage; this day, Monday at twelve of the clock, the lords, all that were in the toun, were preſent at the proclaiming of him again, where no man ſaid ſo much as amen, ſaving his father that cried out aloud God ſave his queen. The manner of the marriage was in this ſort, upon Sunday in the morning between five and ſix, ſhe was conveyed by divers of her nobles to the chapell; ſhe had upon her back the great mourning gown of black, with the great wide mourning hood, not unlike unto that, which ſhe wore the doulfull day of the buriall of her huſband; ſhe was led into the chapell, by the earle of Lenox and Athol, and there was ſhe left untill her huſband came, who alſo was conveyed by the ſame lords, the miniſter prieſts, two, do there receive them, the bands are aſked the third time, and an inſtrument taken by a Notour that no man ſaid againſt them, or alledged any cauſe why the marriage might not proceed. The words were ſpoken, the rings which were three, the middle a rich diamond, were put upon her finger; they kneel together, and many prayers ſaid over them, ſhe tarrieth out the maſs, and he taketh a kiſs, and leaveth her there, and went to her chamber, whither within a ſpace ſhe followeth; and being required, according to the ſolemnity, to caſt off her cares and leave aſide thoſe ſorrowfull garments, and give herſelf to a more pleaſant life, after ſome pretty refuſall, more I believe for maner ſake than grief of heart, ſhe ſuffereth them that ſtood by, every man that could approach to take out a pin, and ſo being commited to her ladies, changed her garments, but went not to bed, to ſignifie to the world, that it was not luſt that moved them to marry, but only the neceſſity of her country, not, if God will long to leave it deſtitute of an heir. Suſpicious men, or ſuch as are given of all things to make the worſt, would that it ſhould be believed, that they knew each other before that they came there, I would not your lordſhip ſhould ſo believe it, the likelihoods are ſo great to the contrary, that if it were poſſible to ſee ſuch an act done, I would not believe it. After the marriage followeth commonly great cheer and dancing: to their dinner they were conveyed by the whole nobility; the trumpets ſound; a largeſs cried; mony thrown about the houſe in great abundance, to ſuch as were happy to get any part; they dine both at one table, ſhe upon the upper hand, there ſerve her theſe earls Athole Sewer, Morton Carver, Craufoord cupbearer; theſe ſerve him in like offices, earls Eglington, Caſſels, and Glencairn; after dinner they danced awhile, and then retired themſelves till the hour of ſupper; and as they dined ſo do they ſupe, ſome dancing there was and ſo they go to bed; of all this I have written to your lordſhip I am not Oculatus teſtis, to this, but of the verity your lordſhip ſhall not need to doubt, howſoever I came by it; I was ſent for to have been at the ſupper, but like a curriſh or uncourtly carle I refuſed to be there; and yet that which your lordſhip may think might move me much, to have had the ſight of my miſtreſs, of whom theſe eighteen days by juſt account I got not a ſight, I am my lord taken by

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all that ſort as a very evill perſon, which in my heart I do well allow, and like of myſelf the better, for yet can I not find either honeſt or good that liketh their doings; I leave at this time further to trouble your lordſhip, craving pardon for my long ſilence, I have more ado than I am able to diſcharge, I walk now more abroad by night than by day, and the day too little to diſcharge myſelf of that which I conceive, or receive in the night. As your lordſhip, I am ſure, is partaken of ſuch letters as I write to Mr. Secretary, ſo that I truſt that he ſhall be to this, to ſave me of a little labour, to write the ſame again, moſt humbly I take my leave at Edinburgh, the laſt day of July, 1565.

No. XII. (Vol. II. p. 291.)

Letter of the earl of Bedford to the honourable Sir William Cecil, knt. her majeſty's principal ſecretary, and one of her highneſs's privy council.

AFTER my hearty commendations, this day at noon, captain Brickwell came hither, who brought with him the queen's majeſty's letters containing her full reſolution, and pleaſure for all things he had in charge to give information of, ſaving that for the aid of the lords of the congregation, there is nothing determined, or at the leaſt expreſſed in the ſame letters, and for that purpoſe received I, this morning, a letter ſubſcribed by the duke, the earl of Murray, Glencarne, and others, craving to be holpen with 300 harquebuſyers out of this garriſon, for their better defence. And albeit, I know right well the goodneſs of their cauſe, and the queen's majeſty our ſovereign's good will, and care towards them; and do alſo underſtand that it were very requiſite to have them holpen, for that now their cauſe is to be in this manner decided, and that it now ſtandeth upon their utter overthrow and undoing, ſince the queen's part is at the leaſt 5000, and they not much above 1000; beſides, that the queen hath harquebuſyers, and they have none, and do yet want the power that the earl of Arguyle ſhould bring to them, who is not yet joined with theirs; I have thereupon thought good to pray you to be a means to learn her majeſty's pleaſure in this behalf, what, and how, I ſhall anſwer them, or otherwiſe deal in this matter, now at this their extreme neceſſity. For, on the one ſide, lyeth thereupon their utter ruin and overthrow, and the miſerable ſubverſion of religion there; and, on the other ſide, to adventure ſo great and weighty a matter as this is, (albeit it be but of a few ſoldiers, for a ſmall time) without good warraunte, and thereby to bring, peradventure, upon our heads ſome wilful warrs, and in the mean time to leave the place unfurniſhed, (having in the whole but 800) without any grant of new ſupply for the ſame; and by that means alſo, to leave the marches here the more ſubject to invaſion, while in the mean ſeaſon new helps are preparing; to this know not I what to ſay, or how to do. And ſo much more I marvel thereof, as that having ſo many times written touching this matter, no reſolute determination cometh. And ſo between the writing, and looking for anſwer, the occaſion cannot paſs, but muſt needs proceed and have ſucceſs. God turn it to his glory; but ſurely all mens reaſon hath great cauſe to fear it. Such a puſh it is now come unto, as this little ſupply would do much good to advance God's honour, to continue her majeſty's great and careful memory of them, and to preſerve a great many

2d of Sept. 1565. Paper-Office from the Original.

many noblemen and gentlemen. If it be not now helpen, it is gone for ever. Your good will and affection that way, I do nothing miſtruſt, and herein ſhall take ſuch good advice, as by any means I can. I received from theſe lords two papers incloſed, the effect whereof ſhall appear unto you. For thoſe matters that captain Brickwell brought, I ſhall anſwer you by my next, and herewith ſend you two letters from Mr. Randolph, both received this day. By him you ſhall hear that the proteſtants are retired from Edenborough further off. So as I hope your reſolution for their aid ſhall come in time, if it come with ſpeed, for that they will not now ſo preſently need them; and ſo with my hearty thanks commit you to God. From Berwick, this 2d of Sept. 1565.

No. XIII. (Vol. I. p. 291.)

The queen to the earl of Bedford.

12 Sept. 1565. Paper Office. UPON the advertizements lately received from you, with ſuch other things as came alſo from the lord Scrope and Thomas Randolph, and upon the whole matter well conſidered, we have thus determined. We will, with all the ſpeed that we can, ſend to you 3000 l. to be thus uſed. If you ſhall certainly underſtand that the earl of Murray hath ſuch want of money, as the impreſting to him of 1000 l. might ſtand him in ſtead for the help to defend himſelf, you ſhall preſently let him ſecretly to underſtand, that you will, as of yourſelf, let him have ſo much, and ſo we will that you let him have, in the moſt ſecret ſort that you can, when the ſaid ſum ſhall come to you, or if you can, by any good means, advance him ſome part there before hand.

The other 2000 l. you ſhall cauſe to be kept whole, unſpent, if it be not that you ſhall ſee neceſſary cauſe to impreſt ſome part thereof to the now numbers of the 600 footmen, and 100 horſemen; or to the caſting out of wages of ſuch workmen, as by ſickneſs, or otherwiſe ought to be diſcharged. And where we perceive, by your ſundry letters, the earneſt requeſt of the ſaid earl of Murray and his aſſociates, that they might have, at the leaſt, 300 of our ſoldiers, to aid them. And that you alſo write, that tho' we would not command you to give them aid, yet if we would but wink at your doing herein, and ſeem to blame you for attempting ſuch things, as you with the help of others ſhould bring about, you doubt not but things would do well; you ſhall underſtand for a truth, that we have no intention, for many reſpects, to maintain any other princes ſubjects, to take arms againſt their ſovereign; neither would we willingly do any thing to give occaſion to make warrs betwixt us and that prince, which hath cauſed us to forbear, hitherto, to give you any power to let them be aided with any men. But now, conſidering we take it, that they are purſued, notwithſtanding their humble ſubmiſſion, and offer to be ordered and tried by law and juſtice, which being refuſed to them, they are retired to Domfreſe, a place near our weſt marches, as it ſeemeth there to defend themſelves, and adding thereunto the good intention that preſently the French king pretendeth, by ſending one of his to join with ſome one of ours, and jointly to treat with that queen, and to induce her to forbear this manner of violent and rigorous proceeding againſt her ſubjects, for which purpoſe, the French ambaſſador here with us hath lately written to that queen, whereof anſwer is daily looked for, to the intent in the mean time

time the ſaid lords ſhould not be oppreſſed and ruined, for lack of ſome help to defend them, we are content, and do authorize, if you ſhall ſee it neceſſary for their defence, to let them (as of your own adventure, and without notifying that you have any direction therein from us) to have the number of 300 ſoldiers, to be taken either in whole bands, or to be drawn out of all your bands, as you ſhall ſee cauſe. And to cover the matter the better, you ſhall ſend theſe numbers to Carliſle, as to be laid there in garriſon, to defend that march, now in this time that ſuch powers are on the other part drawing to thoſe frontiers, and ſo from thence as you ſhall ſee cauſe to direct of, the ſame numbers or any of them may moſt covertly repair to the ſaid lords, when you ſhall expreſly advertize, that you ſend them that aid only for their defence, and not therewith to make war againſt the queen, or to do any thing that may offend her perſon, wherein you ſhall ſo preciſely deal with them, that they may perceive your care to be ſuch as if it ſhould otherwiſe appear, your danger ſhould be ſo great, as all the friends you have could not be able to ſave you towards us. And ſo we aſſure you our conſcience moveth us to charge you, ſo to proceed with them, for otherwiſe than to preſerve them from ruin, we do not yield to give them aid of money or men: And yet we would not that either of theſe were known to be our act, but rather to be covered with your own deſire and attempt.

No. XIV. (Vol. I. p. 300.)

Randolph to Cecil, from Edinburgh, 7th Feb. 1565-6.

MY humble duty conſidered; what to write of the preſent ſtate of the country I am ſo uncertain, by reaſon of the daily alterations of mens minds, that it maketh me much ſlower than otherwiſe I would. Within theſe few days, there was ſome good hope that this queen would have ſhewed ſome favour towards the lords, and that Robert Melvin ſhould have returned unto them with comfort, upon ſome conditions. Since that time, there are come out of France Clernau by land, and Thorneton by ſea; the one from the cardinal, the other from the biſhop of Glaſgow. Since whoſe arrival neither can there be good word gotten, nor appearance of any good intended them, except that they be able to perſwade the queen's majeſty our ſovereign to make her heir apparent to the croun of England. I write of this nothing leſs than I know that ſhe hath ſpoken. And by all means that ſhe thinketh the beſt doth travaile to bring it to paſs. There is a band lately deviſed, in which the late pope, the emperor, the king of Spain, the duke of Savoy, with divers princes of Italy, and the queen-mother ſuſpected to be of the ſame confederacy to maintain papiſtry throughout Chriſtiandom; this band was ſent out of France by Thorneton, and is ſubſcribed by this queen, the copy thereof remaining with her, and the principal to be returned very ſhortlie as I hear by Mr. Stephen Willſon, a fit miniſter for ſuch a deviliſh deviſe; if the coppie hereof may be gotten, that ſhall be ſent as I conveniently may. Monſieur Rambollet came to this toun upon Monday, he ſpoke that night to the queen and her huſband, but not long; the next day he had long conferences with them both, but nothing came to the knowledge of any whereof they intreated, I cannot ſpeak with any that hath any hope that there will be any good done for the lords by him, though it is ſaid that he hath very good will to do ſo to the uttermoſt of his power. He is lodged near to the court,

An Original.

and liveth upon the queen's charges. Upon Sunday the order is given, whereat means made to many to be preſent that day at the maſs. Upon Candlemaſs day there carried their candles, with the queen, her huſband, the earle of Lenox, and earle Athole; divers other lords have been called together and required to be at the maſs that day, ſome have promiſed, as Caſſels, Mongomerie, Seton, Cathneſs. Others have refuſed, as Fleming, Livingſton, Lindſay, Huntley and Bothel; and of them all Bothell is the ſtouteſt, but worſt thought of; it was moved in council that maſs ſhould have been in St. Giles church, which I believe was rather to tempt men's minds, than intended indeed: She was of late minded again to ſend Robert Melvin to negotiate with ſuch as ſhe truſteth in amongſt the queen's maieſty's ſubjects, of whoſe good willis this way I truſt that the bruit is greater than the truth, but in theſe matters, her majeſty is too wiſe not in time to be ware, and provide for the worſt; ſome in that country are thought to be privie unto the bands and confedercie of which I have written, whereof I am ſure there is ſome things, though perchance of all I have not heard the truth; in this court divers quarles, contentions, and debates; nothing ſo much ſought as to maintain miſchief and diſorder, David yet retaineth ſtill his place, not without heart grief to many, that ſee their ſovereign guided chiefly by ſuch a fellow; the queen hath utterly refuſed to do any good to my lord of Argyll, and it is ſaid that ſhall be the firſt voyage that ſhe will make after ſhe is delivered of her being with child; the bruit is common that ſhe is, but hardly believed of many, and of this, I can aſſure you, that there have of late appeared ſome tokens to the contrary.

No. XV. (Vol. I. p. 308.)

Part of a letter from the earl of Bedford and Mr. Tho. Randolph to the lords of the council of England from Barwick, 27th of March, 1566. An Original in the Cotton Library, Caligula B. 10. fol. 372.

May it pleaſe your Honours,

27 March, 1566. HERING of ſo maynie matters, as we do, and fyndinge ſuch varietie in the reports, we have myche ado to decerne the veritie: which maketh us the ſlower and loother to put any thing in wrytinge, to the entente we wold not that your honours, and by you the queen's majeſtie, our ſovereigne, ſhould not be advertiſed but of the verie trothe as we can poſſible. To this end we thought good to ſend up captain Carewe, who was in Edinbourge at the tyme of the laſt attemptate, who ſpoke there with diverſe, and after that with the queen's ſelf and her huſband conforme to that, which we have learned by others, and know by this reporte, we ſend the ſame, confirmed by the parties ſelf, that were there preſent and aſſyſters unto theſe that were executors of the acte.

THIS we fynde for certain, that the queen's howſband being entred into a vehment ſuſpicion of David, that by hym ſome thynge was commytted, which was moſt agynſte to the queen's honour, and not to be borne of his perte, fyrſte communicated his mynde to George Duglas, who fynding his ſorrowes ſo great ſought all the means he coulde to put ſome remedie to his grieff; and communicating the ſame unto my lord Ruthen by the king's commandment, no other waye coulde be found

found then that David ſhould be taken out of the waye. Wherein he was ſo earneſt and daylye preſſed the ſame, that no reſte could be had untyll it was put in execution. To this that was found good, that the lord Morton and lord Lindſaye ſhould be made previe to th' intente that theie might have their friends at hande, yf neade required; which cauſed them to aſſemble ſo mayny, as thaie thought ſufficient againſt the tyme, that this determination of theirs ſhould be put in executione; which was determined the ixth of this inſtante 3 daies afore the parliament ſhould begyne, at which time the ſayde lordes were aſſured, that the erles Argyle, Morraye, Rothes and their complyces ſholde have been forfeited, yf the king could not be perſuaded through this means to be their friends: who for the deſyre he hade that this intent ſhould take effect th' one waye, was content to yielde without all difficultie to t' other, with this condition, that thaie ſhould give their conſents, that he might have the crowne matrimonial. He was ſo impatient to ſee theſe things he ſaw, and were daylye brought to his eares, that he dayly preſſed the ſaid lord Ruthen, that there might be no longer delaye; and to the intent y^{t} myght be manifeſte unto the world, that he approved the acte, was content to be at the doing of that himſelf.

UPON Saturdaye at night neire unto VIII of the clock the king conveyeth himſelf, the lord Ruthen, George Duglaſs, and two others, throwe his owne chamber by the privy ſtayers up to the queen's chamber going to which there is a cabinet about xii foot ſquare; in the ſame a little low repoſing bed and a table, at the which theyr were ſitting at the ſupper the queene, the lady Argile, and David with his capp upon his head. Into the cabinet there cometh in the king and lord Ruthen, who willed David to come forth, ſaying, that was no place for him. The queen ſaid, that it was her will. Her howſband anſwerede, that y^{t} was againſt her honour. The lord Ruthen ſaide, that he ſhould lerne better his deutie, and offering to have taken him by the arm, David took the queen by the blychtes of her gown and put himſelf behind the queen who wolde gladlee have ſaved him: But the king having looſed his hand, and holding her in his arms, David was thruſt out of the cabinet throw the bed chamber into the chamber of preſens, whar were the lord Morton, lord Lindſey, who intending that night to have reſerved hym, and the next day to hang him, ſo mane being about him, that bore hym evill will, one thruſt him into the boddie with a dagger, and after hym a great many others, ſo that he had in his bodie above wonds. It is told for certayne, that the kinges own dagger was left ſticking in him. Wheather he ſtuck him or not we cannot here for certayn. He was not ſlayne in the queen's preſens, as was ſaid, but going down the ſtayres out of the chamber of preſens.

THERE remayned along tyme with the queen her howſband and the lord Ruthen. She made, as we here, great interceſſion, that he ſhold have no harm. She blamed greatlee her howſband that was thee actor of ſo foul a deed. It is ſaid, that he did anſwer, that David had more companie of her boddie then he for the ſpace of two months; and therefore for her honour and his own contentment he gave his conſent that he ſhould be taken away. "It is not" (ſaythe ſhe) "the woman's part to ſeek "the huſband," and therefore in that the fault was his own. He ſaid that when he came, ſhe either wold not or made herſelf ſick. "Well," ſaythe ſhe, "you have "taken your laſt of me and your farewell." Then were pity, ſayth the lord Ruthen, he is your majeſty's huſband and muſt yield dutie to each other. "Why "may I not," ſaythe ſhe, "leave him as well as your wife did her huſband?"

Other have done the like. The lord Ruthen ſaid that ſhe was lawfully divorced from her huſband, and for no ſuch cauſe as the king found himſelf greve. Beſydes this man was mean, baſſe, enemie to the nobilitie, ſhame to her, and deſtruction to herſelf and country. "Well, ſaith ſhe, that ſhall be dear blude to "ſome of you, yf his be ſpylt." God forbid, ſayth the lord Ruthen; for the more your grace ſhowe yourſelf offended, the world will judge the worſe.

HER huſband this tyme ſpeaketh litle, herſelf continually weepeth. The lord Ruthen being ill at eaſe and weak calleth for a drink, and ſaythe, "This I muſt do "with your majeſties pardon," and perſuadeth her in the beſt ſort he could, that ſhe would pacifie herſelf. Nothing that could be ſaid, could pleaſe her.

IN this mean time there roſe a nombre in the court; to pacifie which there went down the lord Ruthen, who went ſtrayt to the erles Huntly, Bothwell and Atholl to quiet them, and to aſſure them for the king that nothing was intend againſt them. Theſe notwithſtanding taking fear, when theie heard that my lord of Murray wold be there the next day, and Argile meet them, Huntly and Bothwell both get out of a window and ſo depart. Atholl had leave of the king with Flyſh and Glandores (who was lately called Dyſley the perſon of Owne) to go where they wold, and bring concordie out of the court by the lord of Lidington. Theie went that night to ſuch places, where they thought themſelves in moſt ſauftie.

BEFORE the king leaft talk with the queen, in the hering of the lord Ruthen ſhe was contents that he ſhold lie with her that night. We know not how he ** himſelf, but came not at her, and excuſed hymſelf to his friends, that he was ſo ſleepie, that he could not wake in due ſeaſon.

THERE were in this companie two that came in with the king; the one Andrewe Car of Fawdenſide, whom the queen ſayth would have ſtroken her with a dagger, and one Patrick Balentine, brother to the juſtice clerk, who alſo her grace ſayth, offered a dag againſt her belly with the cock down. We have been earneſtly in hand with the lord Ruthen to know the varitie; but he aſſoureth us of the contrarie. There were in the queen's chamber the lord Robert, Arthur Arſkin, one or two others. They at the firſt offering to make a defence, the lord Ruthen drawd his dagger, and 4 mo weapons then, that were not drawn nor ſeen in her preſens, as we are by this lord aſſured.

[The letter afterwards gives an account of the flight to Dunbar-Caſtle, whither reſorted unto the lords Huntly and Bothwell: That the earl of Morton and lord Ruthven find themſelves left by the king for all his fair promiſes, bonds and ſubſcriptions. That he had proteſted before the council, that he was never conſenting to the death of David, and that it is ſore againſt his will: "That of the great ſub-"ſtance David had there is much ſpoken, ſome ſay in gold to the value of 11^{m}£. "His apparel was very good, as it is ſaid, 28 pair of velvet hoſe. His chamber "well furniſhed, armour, dagger, pyſtoletts, harquebuſes, 22 ſwords. Of all this "nothing ſpoyld or lacked ſaving 2 or 3 dagger. He had the cuſtody of all the "queen's letters, which all were delivered unlooked upon. We hear of a juill, that "he had hanging about his neck of ſome price, that cannot be heard of. He had "upon his back, when he was ſlayn a night gown of damask furred, with a ſatten "dublet, a hoſe of ruſſet velvet."

No. XVI.

No. XVI. (Vol. I. p. 315.)

Part of a letter from Randolph to Cecil, Jan. 16, 1565-6.

——I Cannot tell what miſliking of late there hath been between her grace and her huſband, he preſſeth earneſtly for the matrimonial crown, which ſhe is loath haſtily to grant; but willing to keep ſomewhat in ſtore, until ſhe know how well he is worth to enjoy ſuch a ſovereignty: and therefore it is thought that the parliament for a time ſhall be deferred, but hereof I can write no certainty.

From Mr. Randolph's letter to Secretary Cecil.

THE juſtice-clerk in hard terms, more for his brother's cauſe than any deſert, and as far as I can hear the king of all other in worſt, for neither hath the queen good opinion of him for attempting of any thing that was againſt her will, nor the people that he hath denied ſo manifeſt a matter, being proved to be done by his commandment, and now himſelf to be the accuſer and purſuer of them that did as he willed them. This Scott, that was executed, and Murray that was yeſterday arreigned, were both accuſed by him. It is written to me, for certain, by one, that upon Monday laſt ſpoke with the queen, that ſhe is determined that the houſe of Lennox ſhall be as poor in Scotland as ever it was. The earl continueth ſick, ſore troubled in mind; he ſtaith in the Abby, his ſon has been once with him, and he once with the queen, ſince ſhe came to the caſtle. The queen hath now ſeen all the covenants and bands that paſſed between the king and the lords, and now findeth that his declaration, before her and council, of his innocency of the death of David, was falſe; and grievouſly offended that, by their means, he ſhould ſeek to come to the crown matrimonial.

4 April. 1566. Paper Office, from the original.

Part of a letter from Randolph to Cecil from Berwick, 25 April, 1566.

——THERE is continually very much ſpeech of the diſcord between the queen and her huſband, ſo far that, that is commonly ſaid and believed of himſelf, that Mr. James Thornton is gone to Rome to ſue for a divorce between them. It is very certain that Malevaſier had not ſpoken with him within theſe three days. He is neither accompany'd nor looked upon of any nobleman: attended upon by certain of his own ſervants, and ſix or ſeven of the guard; at liberty to do, and go where and what he will, there have no hope yet among themſelves of quietneſs.

——David's brother, named Joſeph, who came this way with Malevaſieur, unknown to any man here, is become ſecretary in his brother's place.

No. XVII.

No. XVII. (Vol. I. p. 319.)

The earl of Bedford to Cecil, 3d Auguſt, 1566.

THE queen and her huſband agree after the old manner, or rather worſe. She eateth but very ſeldom with him, lieth not, nor keepeth company with him, nor loveth any ſuch as love him. He is ſo far out of her books, as at her going out of the caſtle of Edinburgh, to remove abroad, he knew nothing thereof. It cannot for modeſty, nor with the honour of a queen, be reported what ſhe ſaid of him. One Hickman, an Engliſh merchant there, having a water-ſpaniel which was very good, gave him to Mr. James Melvill, who afterwards, for the pleaſure which he ſaw the king had in ſuch kind of dogs, gave him to the king. The queen thereupon fell marvellouſly out with Melvil, and called him diſſembler and flatterer, and ſaid ſhe could not truſt one, who would give any thing to ſuch one as ſhe loved not.

The earl of Bedford to Cecil, Auguſt 8.

THE diſagreement between the queen and her huſband continueth, or rather increaſeth. Robert Melvill drawing homewards, within twelve miles of Edinburgh, could not tell where to find the Queen; ſith which time ſhe is come to Edinburgh, and had not twelve horſes attending on her. There was not then, nor that I can hear of ſince, any lord baron, or other nobleman in her company. The king her huſband is gone to Dumfermling, and paſſeth his time as well as he may; having at his farewell, ſuch countenance as would make a huſband heavy at the heart.

Sir John Forſter to Cecil, 8 Sept. from Berwick.

THE queen hath her huſband in ſmall eſtimation, and the Earl of Lennox came not in the queen's ſight ſince the death of Davy.

Sir John Forſter to Cecil, 11th Dec.

THE Earl of Bothwell is appointed to receive the ambaſſadors, and all things for the chriſtening are at his lordſhip's appointment, and the ſame is ſcarcely well liked of the nobility, as is ſaid. The king and queen is preſently at Craigmillar, but in little greater familiarity than he was all the while paſt.

Advertiſements out of Scotland from the earl of Bedford.

Auguſt 1566. Paper Office, from the original.

THAT the king and the queen agreed well together two days, after her coming from———, and after my lord of Murray's coming to Edinburgh, ſome new diſcord has happened. The queen hath declared to my lord of Murray that the king bears him evil will, and has ſaid to her, that he is determined to kill him, find-

finding fault that ſhe doth bear him ſo much company: and in like manner, hath willed my lord of Murray to ſpiere it at the king, which he did a few nights ſince in the queen's preſence, and in the hearing of divers. The king confeſſed, that reports were made to him, that my lord of Murray was not his friend, which made him ſpeak that thing he repented; and the queen affirmed, that the king had ſpoken ſuch words unto her, and confeſſed before the whole houſe, that ſhe could not be content that either he or any other ſhould be unfriend to my lord of Murray. My lord of Murray enquired the ſame ſtoutly, and uſed his ſpeech very modeſtly, in the mean time the king departed very grieved; he cannot bear that the queen ſhould uſe familiarity either with man or woman, and eſpecially the ladies of Arguile, Murray, and Marre, who keep moſt company with her. My lord of Murray and Bothwell have been at evil words for the L. of Ledington, before the queen, for he and ſir James Balfoure had new come from Ledington, with his anſwer upon ſuch heads or articles as Bothwell and he ſhould agree upon, which being reported to the ſaid earl in the queen's preſence, made anſwer, that ere he parted with ſuch lands as was deſired, he ſhould part with his life. My lord of Murray ſaid ſtoutly to him, that twenty as honeſt men as he ſhould loſe their lives ere he reafte Ledington. The queen ſpake nothing, but heard both; in theſe terms they parted, and ſince, that I hear of, have not met. The queen after her hunting came to Edinburgh, and carryeth the prince thence to Stirling with her. This laſt Saturday was executed a ſervant of the lord Ruthven's, who confeſſed that he was in the cabinet, but not of council of the fact. The queen hath alſo opened to my lord of Murray, that money was ſent from the pope, how much it was, and by whom, and for what purpoſe it was brought.

No. XVIII. (Vol. I. p.)

Part of a letter from Elizabeth to Mary, Feb. 20, 1569. A copy interlined by Cecil. It contains an anſwer to a complaining letter of Mary's upon the impriſoning of the Biſhop of Roſs.

—AFTER this [i e. Mary's landing in Scotland] how patiently did I bear with many vain delays in not ratifying the treaty accorded by your own commiſſioners, whereby I received no ſmall unkindneſs, beſides the manifold cauſe of ſuſpicion that I might not hereafter truſt to any writings. Then followed a hard manner of dealing with me, to entice my ſubject and near kinſman, the lord Darnly, under colour of private ſuits for land, to come into the realm, to proceed in treaty of marriage with him without my knowlege, yea to conclude the ſame without my aſſent or liking. And how many unkind parts accompany'd that fact; by receiving of my ſubjects that were baſe runnagates and offenders at home, and enhanſing them to places of credit againſt my will with many ſuch like, I will leave, for that the remembrance of the ſame cannot but be noyſome to you. And yet all theſe did I as it were ſuppreſs and overcome with my natural inclination of love towards you; and did afterwards gladly, as you know, chriſten your ſon, the child of my ſaid kinſman, that had before ſo unloyally offended me, both in marriage of you, and in other undutiful uſages towards me his ſovereign. How friendly alſo dealt I by meſſages to reconcile him, being your huſband, to you, when others nouriſhed diſcord betwixt

betwixt you, who as it ſeemed had more power to work their purpoſes, being evil to you both, than I had to do you good, in reſpect of the evil I had received. Well I will overpaſs your hard accidents that followed for lack of following my council. And then in your moſt extremity, when you was a priſoner indeed, and in danger of your life from your notorious evil willers, how far from my mind was the remembrance of any former unkindneſs you had ſhewed me. Nay how void was I of reſpect to the deſigns which the world had ſeen attempted by you to my crown, and the ſecurity that might have enſued to my ſtate by your death, when I finding your calamity to be great, that you were at the pit's brink to have miſerably loſt your life, did not only intreat for your life, but ſo threatned ſome as were irritated againſt you, that I only may ſay it, even I was the principal cauſe to ſave your life.

No. XIX. (Vol. I. p. 348.)

Letter Q. Elizabeth to Q. of Scots. Thus marked on the back with Cecil's hand.—*Copia Literarum Regiæ Majeſtatis ad Reginam Scotorum.* VIII°. *Aprilis.*

Pap. Office. MADAME, vous ayant trop moleſtè par M. de Crocq, je n'euſſe eu ſi peu de conſideration de vous faſcher de cette lettre, ſi les liens de charitè vers les ruinez, et les prieres des miſerables ne m'y contraignaſſent. Je entens que un edit a etè divulguè de par vous, madame, que ung chaſcun, que veult juſtifier que ons eſtè les meurtriers de votre feu mari, et mon feu couſin, viennent a le faire le XIIme de ce mois. La quelle choſe, comme c'eſt plus honorable et neceſſaire, qui en tel cas ſe pourra faire, ne y eſtant cachè quelque miſtere ou fineſſe, ainſi le pere et amis du mort gentelhomme m'ont humblement requis, que je vous priaſſe de prolongue le jour, pource qu'ilz cognoiſſent que les iniques ſe ſont combinès par force de faire ce que par droict ils ne pourront pas faire ; partant, je ne puis mais ſinon pour l'amour de vous meme, a qui il touche le plus, et pour la conſolation des innocens, de vous exhorter le leur conceder cette requeſte, laquelle, ſi elle les ſeroit niè, vous tourneroit grandement en ſoupçon, de plus que j'eſpere ne penſez, et que ne voudriez volontiers ouyr. Pour l'amour de Dieu, madame, uſez de telle ſinceritè & prudence en ce cas qui vous touche de ſi pres, que tout le monde aye raiſon, de vous livrer comme innocente d'ung crime ſi enorme, choſe que ſi ne fiſtes, ſeriez dignement eſbloyë hors de rancz de princeſſes, & non ſans cauſe faite opprobre de vulgaire, et plutot que cela vous avienne, je vous ſouhaiterois une ſepulture honorable, qu'une vie maculeè ; vous voiez madame, que je vous traite comme ma fille, et vous promets, que ſi j en euſſe, ne luy ſouhaiterois mieulx, que je vous deſire, comme le Seigneur Dieu me porte teſmoignage, a qui je prie de bon cœur de vous inſpirer a faire ce qui vous ſera plus a honneur, et a vos amis plus de conſolation, avec mes tres cordialles recommendations comme a icelle a qui ſe ſouhaite le plus de bien, qui vous pourra en ce monde avenir. De Weſt. ce 8 jour de Janvier * en haſte.

* A miſtake in the date corrected with Cecil's hand VIII°. Aprilis.

No.

No. XX. (Vol. I. p. 362.)

A letter from England concerning the murder of king Henry Darnley.

HAVING the commodity of this bearer Mr. Clark, I tho't good to write a few words unto you. I have rec^d. ſome writs from you; and ſome I have ſeen lately ſent others from you, as namely to the earl of Bedford of the 16^th. of May. I have participat the contents thereof to ſuch as I thought meet, this mekle I can aſſure you; the intelligence given hither by the French was untrue, for there was not one papiſt nor proteſtant which did not conſent that juſtice ſhould be done, be the queen my ſov^ns. aid and ſupport, againſt ſuch as had committed that abominable ill murder in your country; but to ſay truth, the lack & coldneſs did not riſe from ſuch as were called to council, but from ſuch as ſhould give life and execution thereunto. And further, I aſſure you, I never knew no matter of eſtate proponed which had ſo many favourers of all ſorts of nations as this had: yea, I can ſay unto you, no man promoted the matter with greater affection, than the Spaniſh ambaſſador. And ſure I am, that no man dare openly be of any other mind, but to affirm that whoſoever is guilty of this murder, handfaſted with advoutre, is unworthy to live. I ſhall not need to tell you, which be our letts and ſtayes from all good things here. You are acquainted with them as well as I. Neds I muſt confeſs, that howſoever we omit occaſions of benefit, honour, and ſurety; it behoveth your whole nobility, and namely ſuch as before, and after the murder, were deemed to allow of Bodwell, to proſecute with ſword and juſtice the puniſhment of thoſe abominable acts, though we lend you but a cold aid, and albeit you, and divers others, both honourable and honeſt, be well known to me, and ſundry others here, to be juſtifiable in all their actions and doings; yet think not the contrary but your whole nation is blemiſhed and infamit by theſe doings which lately paſſed among you. What we ſhall do I know not, neither do I write unto you aſſuredly, for we be ſubject unto many mutations, and yet I think we ſhall either aid you, or continue in the defence and ſafeguard of your prince, ſo as it appear to us that you mean his ſafeguard indeed, and not to run the fortune of France, which will be your own deſtruction, if you be unadviſed. I know not one, no not one of any quality or eſtate in this country, which does allow of the queen your ſovereign, but would gladly the world were rid of her, ſo as the ſame were done without farther ſlander, that is to ſay by ordinary juſtice. This I ſend the 23d of May.

E. of Morton's Archieves, Bundle B. No. 25.

No. XXI. (Vol. I. p. 370.)

Part of a letter from Sir Nicolas Throgmorton to Cecil, 11th of July, 1567, from Berwick.

——SIR, Your letter of the 6^th of Jully, I received the 10^th at Berwick. I am ſorry to ſee that the queen's majeſty's diſpoſition altereth not towards the lords, for when all is done, it is they which muſt ſtand her more in ſtead, than the queen

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her couſin, and will be better inſtruments to work ſome benefite and quietneſs to her majeſty and her realm, than the queen of Scotland which is void of good fame.

A letter from Sir Nicolas Throgmorton to Cecil from Faſtcaſtle, 12th of July, 1567.

Paper Office. SIR, as yow might perceive by my letter of the 11th July, I lodged at Faſtcaſtle that night, accompanyed with the lord Hume, the lord of Ledington, and James Melvin, where I was intreated very well, according to the ſtate of the place, which is fitter to lodge priſoners than folks at liberty, as it is very little, ſo it is very ſtrong. By the conference I have had with the lord of Ledington I find the lords his aſſociates and he hath left nothing unthought of, which may be either to thir danger, or work them ſuerty, wherein they do not forget what good and harme France may do them, and likewiſe they conſider the ſame of England ;. but as farr as I can perceive, to be plain with yow, they find more perril to grow unto them through the queens majeſtys dealing, than either they do by the French, or by any contrary faction amongeſt themſelves, for they aſſure themſelves the queen will leave them in the bryers if they run her fortoun, and though they do acknowledge great benefit as well to them, as to the realm of England by her majeſty's doings at Leith, whereof they ſay mutually her majeſty and both the realms have received great fruit ; yet upon other accidents which have chanced ſince, they have obſerved ſuch things in her majeſtys doings, as have ended to the danger of ſuch as ſhe hath dealt withal, to the overthrow of your own deſignments, and little to the ſuerty of any party ; and upon theſe conſiderations and diſcourſes at length, methinketh I find a diſpoſition in them, that either they mind to make their bargain with France, or elſe to deal neither with France nor yow, but to do what they ſhall think meet for their ſtate and ſuerty, and to uſe there remedys as occation ſhall move them ; meaning neither to irritate France nor England, untill ſuch time as they have made their bargain aſſuredly with one of yow ; for they think it convenient to proceed with yow both for awhile pari paſſu, for that was my lord of Ledington's terms. I do perceave they take the matter very unkindly, that no better anſwer is made to the letter, which the lords did ſend to her majeſty, and likewiſe that they hear nothing from yow to their ſatisfaction, I have anſwered as well as I can, and have alledged their own proceedings ſo obſcurly with the queen, and their uncertainty hath occationed this that is yet happened, and therefore her majeſty hath ſent me to the end I may inform her throughly of the ſtate of the matters, and upon the declaration of their minds and intents to ſuch purpoſes as ſhall be by me propoſed on their majeſtys behalf unto them, they ſhall be reaſonably and reſolutely anſwered. At theſe things the lord of Ledington ſmiled and ſhook his head, and ſaid it were better for us yow would let us alone, than neither to do us nor your ſelves good, as I fear me in the end that will prove ; Sr if their be any truth in Ledington, La Crocq is gone to procure Ramboilet his coming hither or a man of like quality, and to deliver them of their queen for ever, who ſhall lead her life in France in a abbay recluſed, the prince at the French devotion, the realm governed by a council of their election of the Scottiſh nation, the forts committed to the cuſtody of ſuch as ſhall be choſen amongſt themſelves, as yet I find no great likelihood that I ſhall have acceſs to the queen, it is objected they may not ſo diſpleaſe the French king, unleſs they were ſure to find the queen of England a good friend ; and when they

once

once by my acceſs to the queen have offended the French, then they ſay yow will make your profit thereof to their undoing; and as to the queens liberty, which was the firſt head that I propoſed, they ſaid that thereby they did perceive that the queen wants their undoing, for as for the reſt of the matters it was but folly to talk of them the liberty going before; but ſaid they, if you will do us no good, do us no harm, and we will provide for our ſelves. In the end they ſaid, we ſhould refuſe our own commodity, before they concluded with any other, which I ſhould hear of at my coming to Edin^{r}; by my next I hope to ſend yow the band concluded by Hamiltons, Argyll, Huntly, and that faction, not ſo much to the prejudice of the lords of Edin^{r}, as that which was ſent into France; thus having no more leaſure but compell'd to leap on horſeback with the lords to go to Edin^{r}, I humbly take my leave of from Faſtcaſtle the 12th of July 1567.

To Sir Nicolas Throgmorton being in Scotland. By the queen the 14th Jully 1567.

TRUSTY and well beloved we greet you well, though we think that the cauſes will often charge upon variety of accidents, yet we think, for ſundry reſpects, not amiſs, that as yow ſhall deal with the lords having charge of the young prince for the committing of him into our realm, ſo ſhall yow alſo do well, in treaty with the queen, to offer her that where her realm appeareth to be ſubject to ſundry troubles from time to time, and thereby (as it is manifeſt) her ſon cannot be free, if ſhe ſhall be contented that her ſon may enjoy ſuerty and quietneſs, within this our realm, being ſo near as ſhe knows it is; we ſhall not faill to yield her as good ſuerty therein for her child, as can be deviſed for any that might be our child born of our own body, and ſhall be glad to ſhow to her therein the trew effect of nature; and herein ſhe may be by yow remembred how much good may enſue to her ſon to be nouriſhed and acquainted with our country; and therefore, all things conſidered, this occation for her child, were rather to be ſought by her and the friends of him, than offered by us; and to this end, we mean that yow ſhall ſo deal with her, both to ſtay her in deed from inclining to the French practiſe, which is to us notorious to convey her and the prince into France, and alſo to avoid any juſt offence, that ſhe might hereafter conceive, if ſhe ſhould hear that we ſhould deal with the lords for the prince. Paper Office.

Sir Nicolas Throgmorton to queen Elizabeth, 14th July 1567, from Edinburgh.

IT may pleaſe your majeſty to be advertiſed, I did ſignifie unto Mr. Secretary by my letters of the 11th and 12th of July, the day of mine entry into Scotland, the cauſes of my ſtay, my lodging at Faſtcaſtle a place of the lord Humes, where I was met by the ſaid lord and by the lord Lidington, and what had paſſed in conference betwixt us, whileſt I was at the ſaid Faſtcaſtle. Since which time, accompanyed with the lords aforeſaid, and with 400 horſes by their appointment for my better conduct, I came to Edin^{r} the 12th of this preſent. The 13th being Sunday appointed for a ſolemne communion in this town, and alſo a ſolemne faſt being publiſhed, I could not have conference with the lords which be aſſembled within this town as I An Original. Paper Office.

desired, that is to say the earls of Athole, and Morton, the lord Hume, the lord of Lidington, Sir James Balfour captain of the castle, Mr. James M^cGill and the president of the session.

NEVERTHELESS I made means by the lord of Lidington that they would use no protracte of time in mine audience, so did I likewise to the earle of Morton, whom I met by chance; I was answered by them both, that albeit the day were destined to sacred exercises, such as were there of the council would consult upon any moyen touching my access unto them and my conference with them, and said also that in the afternoon either they would come to me, or I should hear from them. About 4 of the clock in the afternoon, the said 13th day, the lord of Lidington came to my lodgings, and declared unto me on the behalf of the lords and others, that they required me to have patience though they had defferred my conference with them, which was grounded principally upon the absence of the earles of Mar, and Glencairn, the lords Semple, Crighton and others of the council, saying also that they did consider the matters which I was on your behalf to treate with them of, were of great importance, as they could not satisfy nor conveniently treate with me, nor give me answer without the advice of the lords, and others their associates; the lord of Lidington also said unto me, that where he perceived, by his private conference with me in my journy hitherwards, that I pressed greatly to have speedy access to the queen their sovereign, he perceived, by the lords and others which were here, that in that matter there was great difficulty for many respects, but specially becaus they had refused to the French ambassador the like access, which being granted unto me, might greatly offend the French, a matter which they desired and intended to eschew; for they did not find by your majestys dealings with them hitherto, that it behoved them to irritate the French king, and to loose his favour and good intelligence with him; I answered that as to their refusal, made unto the French ambassador, monsieur de Ville Roye was dispatched forth of France before these accidents here happened, and his special errand was to impeach the queens marriage with the earle of Bothel, (for so indeed since my coming hither I learned his commission tended to that end, and to make offer to the queen of another marriage) and as to monsieur de Crocq, he could have no order forth of France concerning these matters since they happned; and therefore they might very well hold them suspected to have conference with the queen, least they might treate of matters in this time without instructions and so rather do harm then good; but your majesty being advertized of all things which had chanced, had sent me hither to treat with them, for the well of the realm, for the conservation of their honors and credit, and for their suerty; and I might boldly say unto him, that your majesty had better deserved than the French had. He said, for his own part, he was much bound unto your majesty, and had always found great favour and courtesy in England, but to be plain with you, Sir sayed he there is not many of this assembly that have found so great obligation at the queen your sovereigns hands, as at the French kings, for the earles of Morton and Glencairn be the only persons which took benefit by the queens majestys aid at Leith, the rest of the noblemen were not in the action, and we think said he, the queens majesty your sovereign, by the opinion of her own council, and all the world, took as great benefit by that charge as the realm of Scotland, or any particular person; and not to talk with yow as an ambassador, but with Sir Nicholas Throgmorton, my lord Morton, and such as were in pain for the death of Davie, found but cold favour at the queens majestys hands, when they were banish'd forth of their own country; but I would all our whole company were as well willing

willing to accompliſh the queen your ſovereign intents and defires as I am, for mine own part, I am but one, and that of the meaneſt ſort, and they be many noblemen and ſuch as have great intereſt in the matter, mary yow ſhall be aſſured I will imploy myſelf to imploy my credit, and all that I may do, to ſatisfie the queen your miſtreſs, as much as lyeth in me, and for your own part you have a great many friends in this aſſembly, with many other good words. But for concluſion I muſt take this for an anſwer to ſtay untill the other lords were come, and thereupon I thought meet to advertize your majeſty what hath paſſed, and how far forth I have proceeded; your expectation being great to hear from hence.

And now to advertize your majeſty of the ſtate of all things, as I have learned ſince my coming hither, it may pleaſe your majeſty to underſtand as followeth.

The queen of Scotland remaineth in good health in the caſtle of Lochleven, guarded by the lord Linſay and Lochleven the owner of the houſe; for the lord Ruthven is imployed in another commiſſion, becauſe he began to ſhow great favour to the queen and to give her intelligence. She is waited on with 5 or 6 ladys, 4 or 5 gentlewomen, and 2 chamberers, whereof one is a French woman. The earle of Buchan, the earle of Murray's brother, hath alſo liberty to come to her at his pleaſure; the lords aforeſaid, which have her in guard, doe keep her very ſtraitly, and as far as I can perceive, their rigour proceedeth by their order from theſe men, becauſe that the queen will not by any means be induced to lend her authority to proſecute the murder, nor will not conſent by any perſwaſion to abandon the lord Bothell for her huſband, but avoweth conſtantly that ſhe will live and die with him; and ſaith that if it were put to her choice to relinquiſh her crown and kingdom, or the lord Bothell, ſhe would leave her kingdom and dignity, to go as a ſimple damſell with him, and that ſhe will never conſent that he ſhall fare worſe, or have more harm than herſelf.

And as far as I can perceive, the principall cauſe of her detention is, for that theſe lords do ſee the queen being of ſo fervent affection towards the earle Bothell as ſhe is, and being put at, as they ſhould be compelled to be in continuall arms, and to have occaſion of many battles, he being with manifeſt evidence notoriouſly detected to be the principall murderer, and the lords meaning proſecution of juſtice againſt him according to his merits.

The lords mean alſo a divorce betwixt the queen and him, as a marriage not to be ſuffered for many reſpects, which ſeparation cannot take place if the queen be at liberty, and have power in her hands.

They do not alſo forget their own perill, conjoin'd with the danger of the prince, but as far as I can perceave, they intend not either to touch the queen in ſuerty or in honor, for they do ſpeak of her with reſpect and reverence, and do affirm, as I do learn, that the conditions aforeſaid accompliſhed, they will both put her to liberty, and reſtore her to her eſtate.

These lords have for the guard of their town 450 Harqubuſhers which be in very good order, for the entertainment of which companys, untill all matters be compounded, they did ſue unto your majeſty, to aid them with ſuch ſum of mony, as hath been mentioned to Mr. Secretary by the lord of Lidingtons writting, amounting as I perceive to ten or twelve thouſand crouns of the

They were latly advertized that the French King doth mind to ſend hither monſieur de la Chapell dez Urſine, a knight of the French order, and always well affectionate to the houſe of Guyſe, and howſoever la Foreſt, Villaroye, and du Crocq have uſed language in the queens favour and to theſe lords diſadvantage there, to your majeſty;

jeſty; la Crocq doth carry with him ſuch matter as ſhall be little to the queens advantage; ſo as it is thought the French king, upon his coming to his preſence, will rather ſatisfie the lords, than pleaſure the queen; for they have their party ſo well made, as the French will rather make their profit by them, than any other way.

HEREWITH I ſend your majeſty the laſt bond agreed on, and ſigned by the Hamiltons, the earl of Argyll, Huntly, and ſundry others at Dumbarton.

NEVERTHELESS, ſince my coming to this town, the Hamiltons have ſent unto me a gentleman of their ſurname named Robert Hamilton with a letter from the biſhop of St. Andrews and the abbot of Arbroth, the copy whereof I ſend your majeſty and mine anſwer unto them, referring to the bearer the declaration of ſome things, as theſe did by him unto me.

THE earle of Argyll hath, in like manner, ſent another unto me with a letter and credit, I have uſed him as I did the others, the coppy of both which letters I ſend your majeſty alſo. The lord Harrys hath alſo ſent unto me but not written, and I have returned unto him in like ſort.

AGAINST the 20th day of this month there is a generall aſſembly of all the churches, ſhires, and boroughs towns of this realm, namely of ſuch as be contented to repair to theſe lords to this town, where it is thought the whole ſtate of this matter will be handeled, and I fear me much to the queens diſadvantage and danger; unleſs the lord of Lidington and ſome others which be beſt affected unto her do provide ſome remedy; for I perceave the great number, and in manner all, but chiefly the common people, which have aſſiſted in theſe doings, do greatly diſhonour the queen, and mind ſeriouſly either her deprivation, or her deſtruction; I uſed the beſt means I can (conſidering the furie of the world here) to proroge this aſſembly, for that appeareth to me to be the beſt remedy: I may not ſpeak of diſſolution of it, for that may not be abiden, and I ſhould thereby bring my ſelf into great hatred and perril. The chiefeſt of the lords which be here preſent at this time dare not ſhow ſo much lenity to the queen as I think they could be contented, for fear of the rage of the people. The women be moſt furious and impudent againſt the queen, and yet the men be mad enough; ſo as a ſtranger over buſie may ſoon be made a ſacrifice amongeſt them.

THERE was a great bruit that the Hamiltons with their adherents would put their force into the fields againſt the 24th of this month, but I do not find that intent ſo true, as the common bruit goeth.

THE earle of Argyll is in the high lands, where there is trouble among his own countrymen.

THE earle of Lennox is by theſe lords much deſired here, and I do believe your majeſty may ſo uſe him, and direct him, as he ſhall be able to promote your purpoſe with theſe men.

THE earle of Argyll, the Hamiltons and he be incompatible.——I do find amongſt the Hamiltons, Argyll and the company two ſtrange and ſundry humours.

HAMILTONS do make ſhow of the liberty of the queen, and proſecute that with great earneſtneſs, becauſe they would have theſe lords deſtroy her, rather than ſhe ſhould be recovered from them by violence; another time they ſeem to deſire her liberty, and Bothell's deſtruction, becauſe they would compaſs a marriage betwixt the queen and the lord of Arbroth.

THE earle of Argyll doth affect her liberty, and Bothell's deſtruction, becauſe he would marry the queen to his brother.

AND

And yet neither of them, notwithſtanding their open concurance, (as appeareth by their bond) doth diſcover their minds to each other, nor mind one end; Knox is not here, but in the weſt parts, he and the reſt of the miniſters will be here at the great aſſembly, whos auſterity againſt the queen I fear as much as any man's.

By ſome conferrence which I had with ſome of this councill, me thinketh that they have intelligence that there is a diſpoſition in the queen of Scotland, to leave this realm, and to retire herſelf either into England, or into France, but moſt willingly into England, for ſuch —— and miſlikings as ſhe knoweth hath been, and is meant unto her in France, leaving the regiment either to a number of perſons deleagued, and authorized by her or to ſome one or more.

And it pleaſe your majeſty, I think it not amiſs to put yow in remembrance, that in caſe the ſaid queen come into England by your allowance, without the French king's conſent, ſhe ſhall looſe her dowery in France, and have little or nothing from hence to entertain her; and in caſe ſhe do go into France with the king's contentment, ſhe may be an inſtrument (if ſhe can recover favour, as time will help to cancell her diſgrace) either by matching with ſome huſband of good quality, or by ſome other deviſe, to work new unquietneſs to her own contry, and ſo conſequently to your majeſty's.

Therefore it may pleaſe your majeſty to conſider of this matter, and to let me know your pleaſure with convenient ſpeed, how I ſhall anſwer the ſame, if it be propounded unto me, either by the queen, or by the councill, as a piece of the end and compoſition. For I am ſure, of late, ſhe hath ſeemed very deſirous to have the matter brought to paſs, that ſhe might go into England, retaining her eſtate and juriſdiction in herſelf, though ſhe do not exerciſe it; and likewiſe I underſtand that ſome of this council which be leaſt affected to her ſafety do think there is no other way to ſave her. Thus Almighty God preſerve your majeſty in health honor and all felicity; at Edinr the 14th July 1567.

Sir Nicolas Throgmorton to Queen Eliſabeth the 18th of July 1567, from Edinburgh.

It may pleaſe your majeſty, yow might perceave by my letters of the 16th, how far I had proceeded with theſe lords, and what was their anſwer; ſince which time I have ſpoken particularly with the earle Morton, the lord of Lidington, and Sir James Balfour captain of this caſtle, at whoſe hands I cannot perceave that as yet acceſs to the queen to Lochleven will be granted me, ſtaying themſelves ſtill by the abſence of the lords and others their aſſociates, which (they ſay) they look for within two days; and for that I find, by likelihood and apparent preſumptions, that mine acceſs to the queen will hardly be granted, I have thought good not to defer this diſpatch untill I have a reſolute anſwer in that matter. An Original. Paper Office.

May it therefor pleaſe your majeſty to underſtand Robert Melvin returned from the queen in Lochleven, to this town, the 6th of July, and brought a letter from her written of her own hand to theſe lords, which doth contain as I underſtand matter as followeth—A requeſt unto them to have conſideration of her health, and if they will not put her to liberty, to change the place of reſtraint to the caſtle of Stirling, to the end ſhe might have the comfort and company of her ſon, and if they will not change her

her from Lochleven, ſhe required to have ſome other gentlewomen about her, naming none.

To have her apothecary, to have ſome modeſt miniſter.—To have an imbroiderer to draw forth ſuch work as ſhe would be occupied about, and to have a varlet of the chamber.—Touching the government of the realm, ſhe maketh two offers, which are but generally touched in her letter, the particularitys be not ſpecified, but refered to Robert Melvin's credit, the one is to commit it only and wholly to the earle of Murray; the other is to the lords whoſe names enſue, aſſiſted with ſuch others, as they ſhall call unto them, that is to ſay, the duke of Chattelrault, the earls of Morton, Murray, Marr, and Glencairn.

SHE hath written unto them that I might have acceſs unto her.—She requireth further that if they will not treat her and regard her as their queen, yet to uſe her as the king their ſovereigns daughter, (whom many of them knew) and as their prince's mother.—She will by no means yield to abandon Bothell for her huſband, nor relinquiſh him; which matter will do her moſt harm of all, and hardeneth theſe lords to great ſeverity againſt her.

SHE yieldeth, in words, to the proſecution of the murder.

I HAVE the means to let her know that your majeſty hath ſent me hither for her relief.

I HAVE alſo perſwaded her to conform herſelf to renounce Bothell for her huſband, and to be contented to ſuffer a divorce to paſs betwixt them; ſhe hath ſent me word that ſhe will in no ways conſent unto that, but rather die; grounding herſelf upon this reaſon, taking herſelf to be ſeven weeks gone with child, by renouncing Bothell, ſhe ſhould acknowledge herſelf to be with child of a baſtard, and to have forfeited her honor, which ſhe will not do to die for it; I have perſwaded her to ſave her own life and her child, to chooſe the leaſt hard condition.

MR. Knox arrived here in this town the 6 of this month, with whom I have had ſome conference, and with Mr. Craig alſo, the other miniſter of this town.

I HAVE perſwaded with them to preach and perſwad lenity, I find them both very auſtere, in this conference, what they ſhall do hereafter I know not, they are furniſhed with many arguments, ſome forth of the ſcripture, ſome forth of hiſtories, ſome grounded (as they ſay) upon the laws of this realm, ſome upon practices uſed in this realm, and ſome upon the conditions and oth made by their prince at her coronation.

THE biſhop of Galloway uncle to the earle of Huntley hath ſent hither to theſe lords, that his nephew the earle and ſome others of that ſide, may, at Linlithgow or at Stirling, have ſome communication with ſome appointed on this ſide, aſſuring them that there is a good diſpoſition in the lords of the other party to concurre with theſe, aſſuring further that they will not diſſent for triffles or unneceſſary things, and (as I am given to underſtand) they can be pleaſed the queen's reſtraint be continu'd, untill the murder be purſued in all perſons, whereby the ſeparation of the queen and Bothell is implyed, the preſervation of the prince, the ſecurity for all men, and a good order taken for the governance of the realm in tranquility.

CAPTAIN Clerk, which hath ſo long ſerved in Denmark and ſerved at Newhaven, did the 16th of this month (accompanyed with one of his ſoldiers, or rather the ſoldier as the greater fame goeth) kill one Wilſon a ſeaman, and ſuch a one as had great eſtimation with theſe lords both for his ſkill, his hardyneſs, honeſty, and willingneſs in this action; whereupon Clerk hath retired himſelf; their quarrel was about

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the ſhip which took Blacketer, which ſhip was appointed by theſe lords to go to the north of Scotland to impeach the paſſage of the earle Bothell, in caſe he went either to the iſles, or to any other place; by the death of this man this enterprize was daſhed.

THE biſhop of Galloway is come to Linlithgow, and doth deſire to ſpeak with the lord of Lidington.

THE abbot of Killwinning hath ſent for Sir James Balfour, captain of the caſtle, to have conference with him.

As I wrote unto your majeſty in my laſt, the Hamiltons now find no matter to diſever theſe lords and them aſunder, but would concurr in all things (yea in any extremity againſt the queen) ſo as that they might be aſſured the prince of Scotland were crouned king, and ſhould die without iſſue, that the earle of Lenox's ſon living ſhould not inherit the croun of this realm, as next heir to his nephew.

AND although the lords and councelors ſpeak reverently, mildly, and charitably of their queen, ſo as I cannot gather by their ſpeech any intention to cruelty or violence, yet I do find by intelligence, that the queen is in very great peril of her life, by reaſon that the people aſſembled at this convention do mind vehemently the deſtruction of her.

IT is a public ſpeech amongſt all the people, and amongſt all eſtates, (ſaving of the counſelors) that their queen hath no more liberty nor priviledge to commit murder nor adultery, than any other private perſon, neither by God's law, nor by the laws of the realm.

THE earl Bothwell, and all his adherents and aſſociates, be put to the horn by the ordinary juſtice of this town, named the lords of the ſeſſion; and commandment given to all ſhirriffs, and all other officers, to apprehend him, and all other his followers and receiptors.——The earl of Bothel's porter, and one of his other ſervitors of his chamber, being apprehended, have confeſſed ſuch ſundry circumſtances, as it appeareth evidently, that he the ſaid earl was one of the principal executors of the murder, in his own perſon, accompany'd with ſundry others, of which number I cannot yet certainly learn the names but of three of them, that is to ſay, two of the Ormiſton's of Tivotdall, and one Hayborn of Bolton; the lords would be glad that none of the murderers ſhould have any favour or receipt in England, and hereof their deſire is, that the officers upon the border may be warned; Bothell doth ſtill remain in the north parts, but the lord Seaton and Fleming, which have been there, have utterly abandoned him, and do repair hitherwards.—The intelligence doth grow daily betwixt theſe lords, and thoſe which held of; and notwithſtanding theſe lords have ſent an hundred and fifty harqubuſhers to Stirling, to keep the town and paſſage from ſurprize; and ſo have they done in like manner to St. Johnſton, which be the two paſſages from the north, and weſt to this town, I do underſtand the captain of Dunbar is much buſied in fortifying that place, I do mervile the carriages be not impeached otherwiſe than they be.

OF late this queen hath written a letter to the captain of the ſaid caſtle, which hath been ſurprized; and thereby matter is diſcovered which maketh little to the queen's advantage.

THUS, having none other matter worthy your majeſty's knowledge, I beſeech God to proſper your majeſty with long life, perfect health, and proſperous felicity. At Edinburgh the 18th of July, 1567.

Letter of Sir Nicholas Throgmorton to the right honourable the earl of Leiceſter, knt. of the order, and one of the lords of her majeſty's moſt honourable privy Council.

24th of July, 1567. Paper Office, from the Original.

BY my former diſpatches ſent to her majeſty, and Mr. Secretary, ſince the 12th of July, your lordſhips might have perceived the ſtate of this country, and to what end theſe matters be like to come; ſo as not to trouble your lordſhip with many words; this queen is like very ſhortly to be deprived of her royal eſtate, her ſon to be crowned king, and ſhe detained in priſon within this realm, and the ſame to be governed, in the young king's name, by a councel, conſiſting of certain of the nobility, and other wiſe men of this realm; ſo as it is eaſy to be ſeen that the power and ability to do any thing to the commodity of the queen's majeſty, and the realm of England, will chiefly, and in manner wholly, reſt in the hands of theſe lords, and others their aſſociates, aſſembled at Edinburgh. Now if the queen's majeſty will ſtill perſiſt in her former opinion towards the queen of Scotland, (unto whom ſhe ſhall be able to do no good) then I do plainly ſee that theſe lords and all their accomplices will become as good French, as the French king can wiſh, to all intents and purpoſes. And as for the Hamiltons, the earls of Arguile, Huntlye, and that faction, they be already ſo far inchanted that way, as there needeth little deviſe to draw them to the French devotion. Then this is the ſtate of things ſo come to paſs of this country, that France has Scotland now as much conjoined unto them, to all purpoſes, as ever it was; and what an inſtrument, the young prince will prove, to unquiet England, I report me to your lordſhips wiſdoms, and therefore conſidering the weight of the matter, and all the circumſtances, I truſt your lordſhips will well bethink you in time, (for 'tis high time) how to adviſe her majeſty, to leave nothing undone that may bring the prince of Scotland to be in her poſſeſſion, or, at the leaſt, to be at her devotion. And amongſt other things, that I can imagine, for the firſt degree, nothing is more meet to bring this to effect, than to allure this company here aſſembled, to bear her majeſty their favour. Some talk hath paſſed between the lord of Liddington and me, in certain conferences, about this matter. By him I find, that when her majeſty ſhall have won theſe men to her devotion, the principal point that will make them conformable to deliver their prince into England, will reſt upon the queen, and the realms enabling him to the ſucceſſion of the crown of England, for fault of iſſue of the queen's majeſty's body, ſome other things will alſo be required, as the charge of the ſaid prince and his train, to be at the charge of England. I do well perceive that theſe men will never be brought to deliver their prince into England, without the former condition, for the ſucceſſion of England; for (ſaith Liddington) that taking place, the prince ſhall be as dear to the people of England as to the people of Scotland; and the one will be as careful of his preſervation as the other. Otherwiſe, he ſaith, all things conſidered, it will be reported that the Scottiſhmen have put their prince to be kept in ſafety, as thoſe which commit the ſheep to be kept by the wolves. So as for concluſion, your lordſhips may perceive here will be the ſcope of this matter. As unto the delivering of him upon hoſtages, he ſayeth, let no man think, that the condition of the

the ſucceſſion not being accompliſhed, the nobility and the gentry will never conſent to leave themſelves deſtitute of their ſovereign, upon any hoſtages, neither upon any promiſes, nor likelihood of good to iſſue in time to come. It were not good for yourſelves (ſaith he) that the matter were ſo handled; for then you ſhould adventure all your goods in one ſhip, which might have a dangerous effect, conſidering the unwillingneſs of the queen your ſovereign to conſent to eſtabliſhing any ſucceſſor to the crown. And then, how unmete were it, that her majeſty having in her poſſeſſion already all ſuch perſons as do pretend to it, or be inheritable to the crown, to have our prince alſo in her cuſtody. For ſo there might follow, without good capitulations, a ſtrange and dangerous iſſue, tho' the queen your miſtreſs do think that ſuch imaginations could not proceed but from buſy heads, as you have uttered unto us on her behalf. What is come to paſs ſince my laſt diſpatch, and how far forth things are proceeded, I refer your lordſhip to be informed by my letters ſent unto her majeſty, at this time. And ſo I pray almighty God, preſerve your lordſhip in much honour and felicity. At Edenburgh this 24th of July, 1567.

It may pleaſe your good lordſhip to make my lord Stuard partner of this letter.

The queen to Sir Nicholas Throgmorton.

By the queen.

TRUSTY and right well beloved, we greet you well, for as much as we do conſider that you have now a long time remained in thoſe parts, without expedition in the charge committed unto you, we think it not meet ſeeing there hath not followed the good acceptation and fruit of our well meaning towards that ſtate, which good reaſon would have required, that you ſhould continue there any longer, our pleaſure, therefore, is, that you ſhall, immediately upon the receipt hereof, ſend your ſervant Middlemore unto the lords and eſtates of that realm, that are aſſembled together, willing him to declare unto them, that it cannot but ſeem very ſtrange unto us, that you having been ſent from us, of ſuch good intent, to deal with them, in matters tending ſo much to their own quiet, and to the benefit of the whole eſtate of their country, they have ſo far forgotten themſelves, and ſo ſlightly regarded us and our good meaning, not only in delaying to hear you, and deferring your acceſs to the queen their ſovereign, but alſo, which is ſtrangeſt of all, in not vouchſafing to make any anſwer unto us. And altho' theſe dealings be ſuch, indeed, as were not to be looked for at their hands, yet do we find their uſage and proceedings towards their Sovereign and queen, to overpaſs all the reſt, in ſo ſtrange a degree, as we for our part, and we ſuppoſe the whole world beſides, cannot but think them to have therein gone ſo far beyond the duty of ſubjects, as muſt needs remain to their perpetual touche for ever. And therefore he ſhall ſay, that we have tho't good, without conſuming any longer time in vain, to revoke you to our preſence, requiring them to grant you liſcence and paſport ſo to do, which when you ſhall have obtained, we will that you make your repair hither, unto us, with as convenient ſpeed as you may. Given, &c. 6th of Aug. 1567.

Indorſed 6th Auguſt, 1567.

Throgmorton to the right honourable Sir William Cecil, knight, one of her majeſty's privy council and principal ſecretary, give theſe.

SIR,

12th Auguſt, 1567. Paper Office, from the Original.

WHAT I have learned, ſince the arrival of my lord of Murray, and Monſ. de Linnerd, you ſhall underſtand by my letter to her majeſty, at this time. The French do, in their negotiations, as they do in their drink, put water to their wine. As I am able to ſee into their doings, they take it not greatly to the heart how the queen ſleep, whether ſhe live or die; whether ſhe be at liberty or in prizon. The mark they ſhoot at, is, to renew their old league, and can be as well contented to take it of this little king, (howſoever his title be) and the ſame by the order of theſe lords, as otherwiſe. Lyneroll came but yeſterday, and me thinketh he will not tarry long; you may gueſs how the French will ſeek to diſpleaſe theſe lords, when they changed the coming of La Chappelle des Ourſins for this man, becauſe they doubted that de la Chappelle ſhould not be grateful to them, being a papiſt. Sir, to ſpeak more plainly to you, than I will do otherwiſe, me thinketh the earl of Murray will run the courſe that thoſe men do, and be partaker of their fortune. I hear no man ſpeak more bitterly againſt the tragedy, and the players therein, than he, ſo little like he hath to horrible ſins. I hear an inkling that Ledington is to go into France, which I do as much miſlike, as any thing, for our purpoſe. I can aſſure you the whole proteſtants of France will live and die in theſe mens quarrels; and, where there is bruit amongſt you, that aid ſhould be ſent to the adverſe party, and that Martigues ſhould come hither with ſome force; Monſ. Baudelot hath aſſured me of his honour, that inſtead of Martigues coming againſt them, he will come with as good a force to ſuccour them: And if that be ſent under meaner conduct, Robert Stuart ſhall come with as many to fortify them. But the conſtable hath aſſured theſe lords, that the king meaneth no way to offend them. Sir, I pray you find my revocation convenient, and ſpeed you to further it, for I am here now to no purpoſe, unleſs it be to kindle theſe lords more againſt us. Thus I do humbly take my leave of you, from Edenburgh the 12th of Auguſt, 1567.

Yours to uſe and command.

The Queen to Nicholas Throckmorton.

TRUSTY and well-beloved we greet you well. We have, within theſe two days, received three ſundry letters of yours, of the 20th, 22d, and 23d, of this month, having not before thoſe received any ſeven days before; and do find, by theſe your letters, that you have very diligently and largely advertiſed us of all the haſty and peremptory proceedings there; which as we nothing like, ſo we truſt in time to ſee them wax colder, and to receive ſome reformation. For we cannot perceive, that they with whom you have dealt, can anſwer the doubts moved by the Hamiltons, who howſoever they may be carried for their private reſpects, yet thoſe things which they move, will be allowed by all reaſonable perſons. For if they

may not, being noblemen of the realm, be ſuffered to hear the queen their ſovereign declare her mind concerning the reports which are made of her, by ſuch as keep her in captivity, how ſhould they believe the reports, or obey them, which do report it? and therefore our meaning is, you ſhall let the Hamiltons plainly underſtand, that we do well allow of their proceedings, (as far forth as the ſame doth concern the queen their ſovereign for her relief) and in ſuch things as ſhall appear reaſonable for us therein to do, for the queen our ſiſter, we will be ready to perform the ſame. And where it is ſo required, that upon your coming thence, the lord Scroope ſhould deal with the lord Harris to impart their meanings to us, and ours to them, we are well pleaſed therewith, and we require you to advertize the lord Scroope hereof by your letters, and to will him to ſhew himſelf favourable to them in their actions, that may appear plainly to tend to the relief of the queen, and maintenance of her authority. And as we willed our ſecretary to write unto you, that upon your meſſage done to the earl of Murray, you might return, ſo our meaning is you ſhall. And if theſe our letters ſhall meet you on the way, yet we will have you advertiſe both the lord Scrope, and the Hamiltons, of our meaning.

Indorſed 29 Aug. 1567.

No. XXII. (Vol. I. p. 373.)

Sir Nicholas Throckmorton to the archbiſhop of St. Andrew's and the abbot of Arbrothe.

AFTER my good commendations to your good lordſhips, this ſhall be to advertize you, that the queen's majeſty my ſovereign having ſent me hither her ambaſſador to the queen her ſiſter your ſovereign, to communicate unto her ſuch matter as ſhe thought meet, conſidering the good amity and intelligence betwixt them, who being detained in captivity (as your lordſhips know) contrary to the duty of all good ſubjects, for the enlargement of whoſe perſon, and the reſtitution of her to her dignity, her majeſty gave me in charge to treat with theſe lords aſſembled at Edenburgh, offering them all reaſonable conditions and means as might be, for the ſafeguard of the young prince, the puniſhment of the late horrible murder, the diſſolution of the marriage betwixt the queen and the earl of Bodwell, and laſtly for their own ſureties. In the negotiation of which matters I have (as your lordſhips well know) ſpent a long time to no purpoſe, not being able to prevail in any thing with thoſe lords, to the queen my ſovereign's ſatisfaction. Of which ſtrange proceedings towards her majeſty, and undutiful behaviour towards their ſovereign, I have advertiſed the queen's majeſty; ſhe (not being minded to bear this indignity) hath given me in charge to declare her further pleaſure unto them, in ſuch ſort as they may well perceive her majeſty doth diſallow of their proceedings, and thereupon hath revoked me. And further hath given me in charge to communicate the ſame unto your lordſhips, requiring you to let me know, before my departure hence, (which ſhall be, God willing, as ſoon as I have received anſwer from you) what you and your confederates will aſſuredly do, to ſet the queen your ſovereign at liberty, and to reſtore her to her former dignity by force, or otherwiſe; ſeeing theſe lords have refuſed all other mediation, to the end the queen's majeſty my ſovereign may concur with your lordſhips in this honourable enterprize.

13 Aug. 1567: Paper-Office, from a copy which Sir Nicholas ſent to the queen.

AND

Throgmorton to the right honourable Sir William Cecil, knight, one of her majeſty's privy council and principal ſecretary, give theſe.

SIR,

12th Auguſt, 1567. Paper Office, from the Original.

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may not, being noblemen of the realm, be ſuffered to hear the queen their ſovereign declare her mind concerning the reports which are made of her, by ſuch as keep her in captivity, how ſhould they believe the reports, or obey them, which do report it? and therefore our meaning is, you ſhall let the Hamiltons plainly underſtand, that we do well allow of their proceedings, (as far forth as the ſame doth concern the queen their ſovereign for her relief) and in ſuch things as ſhall appear reaſonable for us therein to do, for the queen our ſiſter, we will be ready to perform the ſame. And where it is ſo required, that upon your coming thence, the lord Scroope ſhould deal with the lord Harris to impart their meanings to us, and ours to them, we are well pleaſed therewith, and we require you to advertize the lord Scroope hereof by your letters, and to will him to ſhew himſelf favourable to them in their actions, that may appear plainly to tend to the relief of the queen, and maintenance of her authority. And as we willed our ſecretary to write unto you, that upon your meſſage done to the earl of Murray, you might return, ſo our meaning is you ſhall. And if theſe our letters ſhall meet you on the way, yet we will have you advertiſe both the lord Scrope, and the Hamiltons, of our meaning.

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No. XXII. (Vol. I. p. 373.)

Sir Nicholas Throckmorton to the archbiſhop of St. Andrew's and the abbot of Arbrothe.

AFTER my good commendations to your good lordſhips, this ſhall be to advertize you, that the queen's majeſty my ſovereign having ſent me hither her ambaſſador to the queen her ſiſter your ſovereign, to communicate unto her ſuch matter as ſhe thought meet, conſidering the good amity and intelligence betwixt them, who being detained in captivity (as your lordſhips know) contrary to the duty of all good ſubjects, for the enlargement of whoſe perſon, and the reſtitution of her to her dignity, her majeſty gave me in charge to treat with theſe lords aſſembled at Edenburgh, offering them all reaſonable conditions and means as might be, for the ſafeguard of the young prince, the puniſhment of the late horrible murder, the diſſolution of the marriage betwixt the queen and the earl of Bodwell, and laſtly for their own ſureties. In the negotiation of which matters I have (as your lordſhips well know) ſpent a long time to no purpoſe, not being able to prevail in any thing with thoſe lords, to the queen my ſovereign's ſatisfaction. Of which ſtrange proceedings towards her majeſty, and undutiful behaviour towards their ſovereign, I have advertiſed the queen's majeſty; ſhe (not being minded to bear this indignity) hath given me in charge to declare her further pleaſure unto them, in ſuch ſort as they may well perceive her majeſty doth diſallow of their proceedings, and thereupon hath revoked me. And further hath given me in charge to communicate the ſame unto your lordſhips, requiring you to let me know, before my departure hence, (which ſhall be, God willing, as ſoon as I have received anſwer from you) what you and your confederates will aſſuredly do, to ſet the queen your ſovereign at liberty, and to reſtore her to her former dignity by force, or otherwiſe; ſeeing theſe lords have refuſed all other mediation, to the end the queen's majeſty my ſovereign may concur with your lordſhips in this honourable enterprize.

13 Aug. 1567: Paper-Office, from a copy which Sir Nicholas ſent to the queen.

AND

AND in caſe, through the diſperſion of your aſſociates, your lordſhips can neither communicate this matter amongſt you, nor receive reſolution of them all by that time, it may pleaſe you to ſend me the opinions of ſo many of you as may confer together, within two or three days, ſo as I may have your anſwer here in this town by Monday or Tueſday next at the fartheſt, being the 19th of this Auguſt; for I intend (God willing) to depart towards England, upon Wedneſday following. Thus I moſt humbly take my leave of your lordſhips at Edenburgh, the 13th of Aug. 1567.

Indorſed the 13th of Aug. 1567.

Sir Nicholas Throckmorton to the lord Herrys.

24 Aug. 1567. Paper-Office, from a copy which Sir Nicholas ſent to ſecretary Cecil.

YOUR good lordſhip's letter of the 13th of Auguſt I have received the 19th of the ſame. For anſwer whereunto it may like your lordſhip to underſtand, that I will ſignify unto you plainly, how far forth I am already thoroughly inſtructed of the queen's majeſty my ſovereign's pleaſure, concerning the detention of the queen your ſovereign, and concerning her relief.

To the firſt her majeſty hath given in charge, to uſe all kinds of perſuaſion in her name, to move theſe lords aſſembled at Edenburgh to deſiſt from this violent and undutiful behaviour, which they uſe toward their ſovereign. And in this part, beſides the ſhew of many reaſons, and ſundry perſuaſions of amicable treaty with them, her majeſty hath willed me to uſe ſome plain and ſevere ſpeech unto them, tending ſo far forth, as if they would not be better adviſed, and reform theſe their outrageous proceedings exerciſed againſt their ſovereign, that then they might be aſſured her majeſty neither would nor could indure ſuch an indignity to be done to the queen, her good couſin and neighbour.

AND notwithſtanding theſe my proceedings with them, they have made proof to be little moved thereby, for as yet neither will they conſent to the enlargement, neither ſuffer me to ſpeak with her. So as it ſeemeth to me, it is ſuperfluous to treat any more with them after this manner. Whereupon I have advertiſed the queen's majeſty my ſovereign, expecting daily her majeſty's further order; and as I ſhall be advertiſed thereof, ſo will not fail to ſignify the ſame to your good lordſhip; and in the mean time will advertiſe her majeſty alſo, what your lordſhip hath written unto me. Thus with my due commendations to your good lordſhip, I commit the ſame to almighty God, reſting always to do you the pleaſure and ſervice that I can lawfully. At Edenburgh.

Indorſed 24th of Auguſt, 1567.

No. XXIII. (Vol. I. p. 383.)

Account of lord Herreis's Behaviour in the Parliament held December 15, 1567.

Paper-Office.

THE lord Herrys made a notable harangue, in the name of the duke and himſelf, their friends and adherents, (the duke himſelf, the earl of Caſſilles, and the abbot of Kilwinning being alſo preſent) to perſuade the union of the whole realm in

in one mind. Wherein he did not ſpare to ſet forth ſolemnly the great praiſe that part of this nobility did deſerve, which in the beginning took meanes for puniſhment of the earl Bothwell, as alſo ſeeing the queen's inordinat affection to that wicked man, and that ſhe could not be induced by their perſuaſion to leave him, that in ſequeſtring her perſon within Lochlevin, they did the duty of noblemen. That their honourable doings, which had not ſpared to hazard their lives and lands, to avenge their native country from the ſlanderous reports that were ſpoken of it among other nations, had well deſerved that all their brethren ſhould join with them in ſo good a cauſe. That he and they, in whoſe names he did ſpeak, would willingly, and without any compulſion, enter themſelves in the ſame yoke, and put their lives and lands in the like hazard, for maintenance of our cauſe. And if the queen herſelf were in Scotland, accompanied with 20,000 men, they will be of the ſame mind, and fight in our quarrel. He hoped the remainder noblemen of their party, Huntley, Arguile, and others, which had not as yet acknowledged the king, would come to the ſame conformity, whereunto he would alſo earneſtly move them. And if they will remain obſtinate, and refuſe to qualify themſelves, then will the duke, he, and their friends, join with us to correct them, that otherwiſe will not reform themſelves. So plauſible an oration, and more advantageous for our party, none of ourſelves could have made. He did not forget to term my lord regent, by the name of regent, (there was no mention at all of the earl of Murray) and to call him grace at every word, when his ſpeeches were directed to him, accompanying all his words with low courteſies after his manner.

No. XXIV. (Vol. I. p. 402.)

Part of a letter from ſir Francis Knollys to Cecil, 8th Aug. 1568, from Bolton.

—BUT ſurely this queen doth ſeem, outwardly, not only to favour the form, but alſo the chief article of the religion of the goſpel, namely, juſtification by faith only: and ſhe heareth the faults of papeſtry revealed, by preaching or otherwiſe, with contented ears, and with gentle and weak replys, and ſhe doth not ſeem to like the worſe of religion throw me. An Original. Paper Office.

Part of a letter from ſir Francis Knollys to Cecil, 21 September, 1568, from Bolton.

—IT came to this queen's ears of late that ſhe was bruited to be lately turned to the religion of the goſpell, to the great diſliking of the papiſts hereabouts, which thing ſhe herſelf confeſſed unto me, and yeſterday openly in the great chamber, when the aſſembly was full, and ſome papiſts preſent, ſhe took occaſion to ſpeak of religion, and then openly ſhe profeſſed herſelf to be of the papiſt religion, and took upon her to patronize the ſame, more earneſtly than ſhe had done a great while afore, altho' her defences and arguments were ſo weak, that the effect of her ſpeech was only to ſhew her zeal; and afterwards to me alone, when I miſliked to ſee her become ſo confidently backward in religion, why, ſaid ſhe, would you have me

me to looſe France and Spain, and all my friends in other places, by ſeeming to change my religion, and yet I am not aſſured the queen my good ſiſter will be my aſſured friend, to the ſatisfaction of my honour and expectation.

No. XXV. (Vol. I. p. 404.)

Queen Elizabeth to the earl of Murray.

Paper-Office. From a copy corrected by ſecretary Cecil.

RIGHT truſty and right well beloved couſin, we greet you well. Where we hear ſay, that certain reports are made in ſundry parts of Scotland, that whatſoever ſhould fall out now upon the hearing of the queen of Scotts cauſe, in any proof to convince or to acquit the ſaid queen concerning the horrible murder of her late huſband our couſin, we have determined to reſtore her to her kingdom and government, we do ſo much miſlike hereof, as we cannot indure the ſame to receive any credit: and therefore we have thought good to aſſure you, that the ſame is untruly deviſed by the authors to our diſhonour. For as we have been always certified from our ſaid ſiſter, both by her letters and meſſages, that ſhe is by no means guilty or participant of that murder, which we wiſh to be true, ſo ſurely if ſhe ſhould be found juſtly to be guilty thereof as hath been reported of her, whereof we would be very ſorry, then, indeed, it ſhould behoove us to conſider otherwiſe of her cauſe than to ſatisfy her deſire in reſtitution of her to the government of that kingdom. And ſo we would have you and all others think, that ſhould be diſpoſed to conceive honourably of us and our actions.

Indorſed 20 Sept. 1568.

No. XXVI. (Vol. I. p. 409.)

Sir Francis Knollys to Cecil the 9th of October, 1568, from York.

An Original. Paper-Office.

——MY lord's grace of Norfolk ſending for me to Bolton, to attend upon him here Thurſday laſt, I made my repair hither accordingly, meaning to ſtay here until Munday next; as touching the matters of the commiſſion, that his grace and the reſt have from her highneſs, his grace hath imparted unto me of all things thereunto appertaining, and what hath hitherto paſſed, and altho' the matters be too weighty for my weak capacity, to preſume to utter any opinion of mine own thereof, yet I ſee that my lord Herris for his parte laboureth a reconciliation, to be had without the extremity of odious accuſations; my lord of Ledington alſo ſaith to me, that he could wiſh theſe matters to be ended in dulce maner, ſo that it might be done with ſafety; of the reſt you can conceive, by the advertiſements and writtings, ſent up by our commiſſioners.

No. XXVII.

A letter from the biſhop of Roſs to the queen of Scots, from York, October 1568.

PLEIS your majeſty I conferred at length with A. ane great part of a night, who aſſurit me that he had reaſoned with B. this Saturday C. on the field, who determinate to him that it was the D. determinit purpoſe not to end your cauſe at this time, but to hold the ſame in ſuſpence, and did that was in her power, to make the E. purſue extremity, to the effect F. and his adherents might utter all they could to your diſhonour, to the effect to cauſe you come in diſdain with the hail ſubjects of this realm, that ye may be the mair unable to attempt any thing to her diſadvantage. And to this effect is all her intention, and when they have produced all they can againſt you, D. will not appoint the matter inſtantly, but tranſport you up in the country, and retain you there, till ſhe think time to ſhew you favour, which is not likely to be haſtily, becauſe of your uncles in France, and the fear ſhe has of yourſelf to be her unfriend. And therefore their counſel is, that ye write an writing to the D. meaning that ye are informit that your ſubjects which has offendit you.——This in effect that your majeſty hearing the eſtate of your affairs as they proceed in York, was informed that her majeſty was informed of you, that you could not gudely remit your ſubjects in ſuch ſort as they might credit you hereafter, which was a great cauſe of the ſtay of this controverſy to be ended. And therefore perſuading her D. effectually not to truſt any who had made ſuch narration. But like as ye had rendered you in her hands, as moſt tender to you of any living, ſo prayit her to take na opinion of you, but that ye wald uſe her counſell in all your affairs, and wald prefer her friendſhip to all others, as well uncles as others, and aſſure her to keep that thing ye wald promiſe to your ſubjects by her advice. And if D. diſcredit you, ye wald be glad to ſatisfy her in that point be removing within her realm in ſecret and quiet manner, where her G. pleaſed, until the time her G. were fully ſatisfied, and all occaſion of diſcredit removed from her. So that in the mean time your realm were holden in quietneſs, and your true ſubjects reſtored and maintained in their own eſtate, and ſic other things tending to this effect. And affirms that they believe that this may be occaſion to cauſe her credit you that ye offer ſo far; and it may come that within two or three months ſhe may become better-minded to your grace, for now ſhe is not well minded, and will not ſhew you any pleaſure for the cauſes foreſaid.

Cott. Lib. Calig. C. 1. a Copy.

N. B. The title of this paper is in Cecil's hand; the following key is added in another hand.

A. The laird of Lethington.
B. The duke of Norfolk.
C. Was the day he rode to Cawood.
D. The queen of England.
E. The queen of Scots commiſſioners.
F. The earl of Murray.

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No. XXVII. (Vol. I. p. 418.)

Deliberation of ſecretary Cecil's concerning Scotland, Dec. 21, 1568.

Paper-Office. THE beſt way for England, but not the eaſieſt, that the queen of Scotts might remain deprived of her crown, and the ſtate continue as it is.

THE ſecond way for England profitable, and not ſo hard.——That the queen of Scotts might be induced, by ſome perſwaſions, to agree that her ſon might continue king, becauſe he is crown'd, and herſelf to remain alſo queen; and that the government of the realm might be committed to ſuch perſons as the queen of England ſhould name, ſo as for the nomination of them it might be ordered, that a convenient number of perſons of Scotland ſhould be firſt named to the queen of England, indifferently for the queen of Scotts, and for her ſon, that is to ſay, the one half by the queen of Scotts, and the other by the earle of Lennox and lady Lennox, parents to the child; and out of thoſe, the queen's majeſty of England to make choice for all the offices of the realm, that are, by the laws of Scotland, diſpoſable by the king or queen of the land.

THAT untill this may be done by the queen's majeſty, the government remain in the hands of the earle of Murray as it is, providing he ſhall not diſpoſe of any offices or perpetuals to continue any longer but to theſe offered of the premiſes.

THAT a parliament be ſummoned in Scotland by ſeveral commandments, both of the queen of Scotts and of the young king.

——THAT hoſtages be delivered into England on the young king's behalf, to the number of twelve perſons of the earle of Murray's part, as the queen of Scotts ſhall name; and likewiſe on the queen's behalf to the like number as the earl of Murray ſhall name; the ſame not to be any, that have by inheritance or office cauſe to be in this parliament, to remain from the beginning of the ſummons of that parliament, untill three months after the parliament; which hoſtages ſhall be pledges, that the friends of either part ſhall keep the peace in all caſes, till by this parliament it be concluded, that the ordinance which the queen of England ſhall deviſe for the government of the realm, (being not to the hurt of the crown of Scotland, nor contrary to the laws of Scotland for any man's inheritance, as the ſame was before the parliament at Edin^{r}. the Decem^{r}, 1567) ſhall be eſtabliſhed to be kept and obeyed, under pain of high treaſon for the breakers thereof.

——THAT by the ſame parliament alſo be ſtabliſhed all executions and judgments given againſt any perſon to the death of the late king.

——THAT by the ſame parliament, a remiſſion to be made univerſally from the queen of Scotts to any her contrarys, and alſo from every one ſubject to another, ſaving, that reſtitution be made of lands and houſes, and all other things heritable, that have been, by either ſide, taken from them which were the owners thereof at the committing of the queen of Scots to Lochlevin.

THAT by the ſame parliament it be declared who ſhall be ſucceſſors to the crown next after the Q. of Scots and her iſſue; or elſe, that ſuch right as the D. of Chatelherault had, at the marriage of the Q. of Scots with the lord Darnley, may be conſerved and not prejudized.

THAT the Q. of Scots may have leave of the queen's majeſty of England, twelve months after the ſaid parliament, and that ſhe ſhall not depart out of England, without ſpecial licence of the queen's majeſty.

THAT the young king ſhall be nouriſhed and brought up in England, till he be years of age.

IT

It is to be conſidered, that in this cauſe the compoſition between the queen and her ſubjects may be made with certain articles, outwardly to be ſeen to the world for her honour, as though all the parts ſhould come of her, and yet for the ſurety of contrarys, that certain betwixt her and the queen's majeſty are to be concluded.

No. XXVIII. (Vol. I. p. 421.)

The queen to Sir Francis Knolleys, 22 Jan. 1568-9.

WE greet you well, we mean not, at this point, be any writing, to renew that which it hath pleaſed God to make grevious to us and ſorryfull to yow; but forbearing the ſame as unmeet at this point, having occaſion to command yow in our ſervice, and yow alſo whileſt yow are to ſerve us. We require yow to conſider of this that followeth with like conſideration and diligence, as hitherto yow have accuſtumate in our ſerviſe; at the time of our laſt letters written to yow the fourteenth of this month for removing of the queen of Scots, we had underſtanding out of Scotland of certain writtings ſent by her from thence into Scotland, amongſt the which one is found to contain great and manifeſt untruths touching us and others alſo, as ſhall and may plainly appear unto yow by the coppy of the ſame, which likewiſe we ſend yow, and becauſe at the ſame time we were advertiſed, that it ſhould be ſhortly proclaimed in Scotland, though then it was not, we thought good firſt to remove the queen, before we would diſcloſe the ſame, and then expect the iſſue thereof; and now, this day by letters from our couſin of Hunſdon we are aſcertained, that ſince that time the ſame matters contained in the writing, are publiſhed in diverſe parts of Scotland, whereupon we have thought it very meet, for the diſcharge of our honor, and to confound the falſehood contained in that writting, not only to have the ſame reproved by open proclamation upon our frontiers, the coppy whereof we do herewith ſend yow, but alſo in convenient ſort to charge that queen therewith, ſo as ſhe may be moved to declare the authors thereof, and perſuaders of her to write in ſuch ſlanderous ſort ſuch untruths of us; and in the mean ſeaſon, we have here ſtayed her commiſſioners, knowing no other whom we may more probably preſume to be parties hereunto, than they, untill the queen ſhall name ſome other, and acquit them; who being generally charged, without expreſſing to them any particularity, do uſe all manner of ſpeeches to diſcharge themſelves; wherefore our pleaſure is, that ye ſhall, after ye have well peruſed the coppy of this writting ſent to yow, ſpeedily declare unto her, that we have good underſtanding given us of diverſe letters and writtings, ſent by her into Scotland, ſigned by her own hand, amongſt which, one ſuch writting is ſent with her commandment expreſsly as now it is already publiſhed, as we are much troubled in mind that a princeſs as ſhe is having a cauſe in our hands ſo implicated with difficulties and calamitys, ſhould either conceave in her own mind, or allow of them that ſhould deviſe ſuch falſe, untrue, and improbable matters againſt us, and our honor, and ſpecially to have the aventure to have the ſame being known ſo untrue to be publiſhed; and you ſhall alſo ſay, becauſe we will not think ſo ill of her, as that it ſhould proceed of her ſelf, but rather ſhe hath been counſelled thereunto, or by abuſe made to think ſome part thereof to be true, we require her, even as ſhe may look for any favour at our hands, that ſhe will diſburden herſelf as much as truly ſhe may herein, and name them which have been the authors and perſwaders thereof, and ſo ſhe ſhall make as great amends to us as the caſe may require; after you have thus far proceeded, and had ſome Paper-Office.

anſwer of her, whether ſhe ſhall deny the writing abſolutely, or name any that have been the adviſers thereof, you ſhall ſay unto her that we have ſtayed her commiſſioners here, until we may have ſome anſwer hereof, becauſe we cannot but impute to them ſome part of this evil dealing, untill by her anſwer the authors may be known; and as ſoon as you can have direct anſwers from her, we pray you to return us the ſame; for as the caſe ſtandeth, we cannot but be much diſquieted with it, having our honour ſo deeply touched contrary to any intention in us, and for any thing we know in our judgment, the earl of Murray and others named in the ſame writting void of thought for the matters, to them therein imputed; you may impart to the queen of Scots either the contents of the ſlanderous letter, or ſhew her the copy to read it, and you may alſo impart this matter to the lord Scroop, to join with you there as you ſhall think meet.

Sir Francis Knolleys to queen Elizabeth, from Wetherby the 28th January, 1568.

An Original in the Paper Office.

—I WILL ſupreſs my own grieffs, and paſs them over with ſilence, for the preſent learning of your majeſty—and for this queen's anſwer to the coppie of her ſuppoſed letter ſent into Scotland, I muſt add this unto my brother's letter, ſent unto Mr. Secretary yeſternight late; in proceſs of time, ſhe did not deny but that the firſt lines contained in the ſame copie, was agreeable to a letter that ſhe had ſent unto Scotland, which touched my lord of Murray's promiſe to deliver her ſon into your majeſty's hands, and to avoid that the ſame ſhould not be done without her conſent, made her, ſhe ſaith, to write in that behalf; ſhe ſaith alſo that ſhe wrote that they ſhould cauſe a proclamation to be made to ſtir her people to defend my lord of Murray's intent and purpoſe, for delivering of her ſaid ſon, and impunge his rebellious government, as ſhe termed it, but ſhe utterly denyeth to have written any of the other ſlanderous parts of the ſaid letter touching your majeſty; ſhe ſaid alſo, that ſhe ſuſpected that a Frenchman, now in Scotland, might be the author of ſome Scotch letters deviſed in her name, but ſhe would not allow me to write this for any part of her anſwer.

No. XXIX. (Vol. I. p. 428.)

Sir Nicholas Throgmorton to the right honourable the lord of Liddington.

20th of July, 1569. From the Original.

YOUR letter of the 3d of July, I have received the 15th of the ſame. For anſwer whereunto you ſhall underſtand, that friends here to my lord regent and you do wiſh ſuch a concurrence in all doings, as in matter and circumſtances there ariſe no diſſention, or at the leaſt, no more nor other than the difference of countries doth neceſſarily require. We here do think convenient that as few delays be uſed as may be, for the conſummation of the matter in hand, which principally to advance, your allowance, proſecution, and ſpeedy promotion in Scotland, is moſt requiſite, for you are ſo wiſe, and well acquainted with the ſtate of the world, and with all our humours, as you know that ſome do allow and diſallow for reaſon, ſome for reſpect of multitude, ſome for reſpect of perſons, and ſo the cauſe is to go forward as men do like to ſet it forward. You are not to ſeek that ſome will uſe cau-

tions, ſome neutrality, ſome delays, and ſome will plainly impunge it. And yet all and every of theſe ſorts will alter their doings, when they ſhall ſee the regent and his favourers accord with the beſt and greateſt part there, and agree with the wiſeſt and ſtrongeſt party here. Tho' the matter has taken its beginning here, upon deep and weighty conſiderations, for the weil of both the princes and their realms, as well preſently, as in time to come, yet it is thought moſt expedient, that the regent and the realm of Scotland, by you, ſhould propoſe the matter to the queen our ſovereign, if you like to uſe convenience, good order, or be diſpoſed to leave but a ſcar, and no wound of the hurts paſt. I would be glad that this my letter ſhould come to your hands before the convention, whereat it ſeems your queen's reſtoration and marriage to the duke of Norfolk ſhall be propounded, either to wynne in them both allowance or rejection. To which proceedings, becauſe you pray me to write frankly, I ſay and reaſon thus, me thinketh you uſe a propoſterous order, to demand the conſent of ſuch perſons, in ſuch matters, as their minds to a good end hath rather been felt or prepared, and therefore there muſt needs follow either a univerſal refuſal, or a factious diviſion amongſt you, whereby a blouſtering intelligence muſt needs come to queen Elizabeth of the intended marriage from thence, which ought to have been ſecretly and adviſedly propounded unto her highneſs; hereby you ſee then the meaning is, by this dealing, her majeſty ſhall be made inexorable, and ſo bring the matter to ſuch paſſe, as this which ſhould have wrought ſurety, quietneſs, and a ſtay to both the queens and their realms, ſhall augment your calamity, and throw us your beſt friends into divorſe with you, and into unhappy diviſion amongſt ourſelves; for you may not conjecture that the matter is now in deliberation, but expecteth good occaſion for executing; ſure I am you do not judge ſo ſlenderly of the managing of this matter, as to think we have not caſt the worſt, or to enter therein ſo far without the aſſiſtance of the nobility, the ableſt, the wiſeſt, and the mightieſt of this realm except queen Elizabeth; from whom it hath been concealed until you, as the fitteſt miniſter, might propound it to her, on the behalf of the regent, and the nobility of Scotland. How far maſter Woddes defamations do carry them of queen Elizabeth's affections, and maſter ſecretary's, to aſſiſt the regent and to ſuppreſs the queen of Scots, I know not, nor it is not material; but I do aſſuredly think, that her majeſty will prefer her ſurety, the tranquillity of her reign, and the conſervation of her people, before any device, which may proceed from vain diſcourſe, or imperfections of paſſions, and inconſiderate affections. And as for Mr. Secretary, you are not to learn, that as he liketh not to go too faſt afore, ſo he coveteth not to tarry too far behind, and ſpecially when the reliques be of no great value or power. If I could as well aſſure you of his magnanimity, and conſtancy, as of his preſent conformity, I would ſay confidently, you may repoſe as well of him in this matter, as of the duke of Norfolk, the earls of Arundel, Pembroke, Leiceſter, Bedford, Shrewſbury, and the reſt of the nobility; all which do embrace and proteſte the accompliſhment of this caſe. I have, according to your advice, written preſently to my lord Regent, with the ſame zeal and care of his well-doing that I owe to him, whom I love and honour. Mr. Secretary hath aſſured unto him the queen of Scotland's favour and good opinion, wherewith he ſeemeth to be well ſatisfy'd. If your credit be, as I truſt, haſten your coming hither, for it is very neceſſary that you were here preſently. Q. Elizabeth both doth write to my lord Regent in ſuch ſort, as he may perceive Mr. Wood's diſcourſes of her majeſty's

majeſty's affection to be vain, and Mr. Secretary otherwiſe bent than he conjectureth of him, the effect of which her majeſty's letter you ſhall underſtand, by my lord Leiceſter's letter unto you at this diſpatch. At the court, 20th July, 1569.

No. XXX. (Vol. I. p. 430.)

Part of a letter from the earl of Murray to L. B. *probably Lord Burleigh.*

1569. Harl. Lib. 37. B. 9. fo. 43.

—BECAUSE I ſee that great advantage is taken on ſmall occaſions, and that the mention of the marriage, betwixt the queen my ſovereign's mother, and the D. of Norfolk, hath this while paſt been very frequent in both the realms, and then I myſelf to be ſpoken of as a motioner, which I perceive is at the laſt come to her majeſty's ears. I will, for ſatisfaction of her highneſs, and the diſcharge of my duty towards her majeſty, manifeſt unto you my intereſt, and medling in that matter, from the very beginning, knowing whatſoever is prejudical to her highneſs, cannot but be hurtful to the king my ſovereign, this his realm, and me. What conferrences was betwixt the duke of Norfolk, and any of them that were with me within the realm of England, I am not able to declare; but I am no wiſe forgetful of any thing that paſſed betwixt him and me, either at that time, or ſince. And to the end her majeſty may underſtand how I have been dealt with, in this matter, I am compelled to touch ſome circumſtances, before there was any mention of her marriage. In York, at the meeting of all the commiſſioners, I found very—and neutral dealing with the duke, and others her highneſs's commiſſioners, in the beginning of the cauſe, as in the making of the others to proceed ſincerely, and ſo further. During which time, I entered into general ſpeech, ſticking at our juſt defence in the matters that were objected againſt us, by the ſaid queen's commiſſioners, looking certainly for no other thing, but ſummary cognition in the cauſe of controverſy, with a ſmall declaration to have followed. Upon a certain day, the lord Lithington's ſecretary rode with the duke to Howard, what purpoſe they had I cannot ſay, but that night Lithington returning, and entring in conferrence with me upon the ſtate of our action, I was adviſed by him to paſs to the duke, and require familiar conferrence, by the which I might have ſome feeling to what iſſue our matters would tend. According to which advice, having gotten time and place convenient in the gallery of the houſe where the duke was lodged, after renewing of our firſt acquaintance made at Berwick, the time before the aſſize of Leith, and ſome ſpeeches paſſed betwixt us; he began to ſay to me, how he in England had favour and credit, and I in Scotland had will and friendſhip of many, it was to be tho't there could be none more fit inſtruments, to travel for the continuance of the amity betwixt the realms, than we two. And ſo that diſcourſe upon the preſent ſtate of both, and how I was entered in that action tending ſo far to the queen's diſhonour, I was willed by him to conſider how matters ſtood in this, what honour I had received of the queen, and what inconveniencies her defimation in the matters laid to her charge might breed to her poſterity. Her reſpect was not little to the crown of England, there was but one heir. The Hamiltons my unfriends had the next reſpect, and that I ſhould eſteem the iſſue of her body would be the more affectionate to me and mine, than any other that could attain to that crown. And ſo it ſhould be meeteſt, that ſhe affirmed her dimiſſion made in Lochlevin, and we

to

to abſtract the letters of her hand write, that ſhe ſhould not be defamed in England. My reply to that was, how the matter had paſſed in parliament, and the letters ſeen to many, ſo that the abſtracting of the ſame could not then ſecure her to any purpoſe, and yet ſhould we, in that doing, bring the ignominy upon us. Affirming it would not be fair for us that way to proceed, ſeeing the queen's majeſty of England was not made privy to the matter as ſhe ought to be, to be in reſpect we were purpoſely come in England for that end, and for the — of the grants of our cauſe. The duke's anſwer was, he would take in hand to handle matters well enough at the court. After this, on the occaſion of certain articles, that were required to be reſolved on, before we entered on the very declaration of the very ground of our action, we came up to the court; where ſome new commiſſioners were adjoined to the former, and the hearing of the matter ordained to be in the parliament houſe at Weſtminſter, in preſence of which commiſſioners of the ſaid queen, and —— through the —— rebuking of the queen of England's own commiſſioners, we uttered the whole of the action, and produced ſuch evidences, letters, and probations, as we had, which might move the queen's majeſty to think well of our cauſe. Whereupon expecting her highneſs declaration, and ſeeing no great likelihood of the ſame to be ſuddenly given, but daily motions then made to come to an accord with the ſaid queen, our matters in hand in Scotland, in the mean ſeaſon, ſtanding in hazard and danger, we were put to the uttermoſt point off our witt, to imagine whereunto the matters would tend, tho' albeit we had left nothing undone for juſtification of our cauſes, yet appeared no end, but continual motions made to come to ſome accord with the queen, and reſtore her to whole or half reign. I had no other anſwer to give them, but that I ſhould neither do againſt conſcience nor honour in that matter. Notwithſtanding ſeeing this my plain anſwer wrought no end, nor diſpatch to us, and that I was informed that the duke began to miſlike of me, and to ſpeak of me, as that I had reported of the ſaid queen irreverently, calling her ———— and murderer, Probably *Adulterer.*
I was adviſed to paſs to him, and give him good words and to purge myſelf of the things objected to me, that I ſhould not open the ſudden entry of his evil grace, nor have him to our enemy———conſidering his greatneſs. It being therewithal whiſpered, and ſhewed to me, that if I departed, he ſtanding diſcontented and not ſatisfied, I might peradventure find ſuch trouble in my way, as my throat might be cut before I came to Berrick. And therefore ſince it might well enough appear to her marriage, I ſhould not put him in utter deſpair, that my good will could not be had therein. So few days before my departing, I came to the park in Hampton-court, where the duke and I met together, and there I declared unto him that it was come to my ears, how ſome miſreport ſhould be made of me to him, as that I ſhould ſpeak irreverently and raſhly of the ſaid queen my ſovereign's mother, ſuch words as before expreſſed, that he might ———— thereby my affection to be Probably
ſo alienate from her, as that I could not love her, nor be content of her preferment, *ſuſpect.*
howbeit he might perſuade himſelf of the contrary, for as ſhe once was the perſon in the world that I loved beſt, having that honour to be ſo near unto her, and having received ſuch advancement and honour by her, I was not ſo ungrate or ſo unnatural ever to wiſh her body harm, or to ſpeak of her as was untruly reported of me, (howſoever the truth were in the ſelf) and as to the preſervation of her ſon, now my ſovereign, had moved me to enter into this cauſe, and that her own preſſing was the occaſion of that was uttered to her ——— whenſoever God ſhould move Probably
her heart to repent of her by paſt behaviour and life, and after her known repent *d'ſhonour.*
ance,

ance, that ſhe ſhould be ſeparate from that ungodly and unlawful marriage that ſhe was entred in, and then after were joined with ſuch a godly and honourable a perſonage, as were affectioned to the true religion, and whom we might truſt, I could find in my heart to love her, and to ſhew her as great pleaſure, favour, and good-will, as ever I did in my life; and in caſe, he ſhould be that perſonage, there was none whom I could better like of, the queen——in——of England being made privy to the matter, and ſhe allowing thereof, which being done, I ſhould labour in all things that I could, to her honour and pleaſure, that were not prejudicial to the king my ſovereign's eſtate, and prayed him not to think otherwiſe of me, for my affection was rather buried and hidden within me, awaiting until God ſhould direct her to know herſelf, than utterly alienated and abſtracted from her; which he ſeemed to accept in very good part, ſaying, Earl of Murray thou thinks of me that thing, whereunto I will make none in England or Scotland privy, and thou haſt Norfolk's life in thy hands. So departing, I came to my lodging, and by the way, and all night, I was in continual thought and agitation of mind, how to behave myſelf in that weighty matter, firſt, imagining whereunto this ſhould tend, if it were attempted without the queen's majeſty of England's knowledge and good will, this realm and I myſelf in particular having received ſuch favour and comfort at her highneſs's hands, and this whole iſle ſuch peace and quietneſs, ſince God poſſeſſed her majeſty with her crown. And on the other part, ſeeing the duke had diſcloſed him to me, proteſting, none other were or ſhould be privy to our ſpeech, I tho't I could not find in my heart to utter any thing, that might endanger him; moved to the uttermoſt with theſe cogitations, and all deſire of ſleep then removed, I prayed God to ſend me ſome good relief and outgate, to my diſcharge, and ſatisfaction of my troubled mind, which I found indeed; for upon the morn, or within a day or two thereafter, I entered in converſation with my lord of Leiceſter, in his chamber at the court, where he began to find ſtrange with me, that in the matter I made ſo difficult to him, ſtanding ſo preciſely on conferrence, and how when I had in my communication with the duke, come ſo far——and there he made ſome diſcourſe with me, about that which was talk betwixt us, I perceiving that the duke had—— the matter to my lord of Leiceſter, and thinking me thereby diſcharged at the duke's hands, therefore I repeated the ſame communication in every point to my lord of Leiceſter, who deſired me to ſhew the ſame to the queen's majeſty, which I refuſed to do, willing him if he tho't it might import her highneſs any thing, that he as one —— by her majeſty, and for many benefits received at her highneſs's hands is obliged to wiſh her well, ſhould make declaration of the ſame to her majeſty, as I underſtand by ſome ſpeech of her highneſs to me, he did. This my declaration to the duke was the only cauſe, that ſtaid the violence and trouble prepared for me unexecuted, as I have divers ways underſtand. The ſame declaration I was obliged to renew ſince in writings of——ſent to my ſervant John Wood. The ſum whereof, I truſt, he ſhewed the duke, and ſomething alſo I wrote to himſelf, for it was tho't this ſhould redeem ſome time, that the duke ſhould not ſuddenly declare him our enemy, for his greatneſs was oft laid before me, and what friendſhip he had of the chief of the nobility in England, ſo that it might appear to the queen's majeſty of England—ſo cold towards us, and doing nothing publickly that might ſeem favourable for us, we had ſome cauſe to ſuſpect that her highneſs ſhould not be contrarious to the marriage when it ſhould be propoſed to her. The ſharp meſſage ſent by her majeſty with the lord Boyd, who had the like commiſſion from the duke tending

Probably *diſcloſed.*

ſo

ſo far to the ſaid queen's preferment, as it were propoſing one manner of conditions from both, gave us to think that her highneſs had been foreſeen in the duke's deſign, and that ſhe might be induced to allow thereof. But howbeit it was deviſed in England, that the lord of Lethington ſhould come as from me, and break the matter to her highneſs, as her majeſty in a letter declared that ſhe looked for his coming, yet that deviſe proceeded never of me, nor the noblemen at the convention could no wiſe accord to his ſending, nor allow of the matter motioned, but altogether miſliked it, as bringing with the ſame great inconveniencies, to the ſurety and quietneſs of this whole iſle; for our proceedings have declared our miſliking and diſallowance of the purpoſe from the beginning, and if we had pleaſed, he was ready for the journey. And in likewiſe it was deviſed to give conſent, that the———between the ſaid queen and Bothwell, ſhould be ſuffered to proceed in this realm, as it was deſired by the ſaid lord Boyd, by reaſon we could not underſtand what was the queen's majeſty's pleaſure, and allowance in that behalf———And whereas ye mean, that her highneſs was not made privy of any ſuch intention, the fault was not in me. The firſt motion being declared, as I have written, to my lord of Leiceſter, and by him imparted to her majeſty, ſo far as I could perceive by ſome ſpeech of her highneſs's to me, before my departing. Thus I have plainly declared how I have been dealt withal for this marriage, and how juſt neceſſity moved me not to require directly, that which the duke appeared ſo———unto. And for my threatnings, to aſſent to the ſame, I have expreſſed the manner; the perſons, that laid the matter before me were of my own company. But the duke ſince hath ſpoken, that it was his writing which ſaved my life at that time. In concluſion I pray you perſuade her majeſty, that ſhe let no ſpeeches nor any other thing paſſed and objected to my prejudice, move her majeſty to alter her favour——towards me, or any ways to doubt of my aſſured conſtancy towards her highneſs; for in any thing which may tend to her honour and ſurety, I will, while I live, beſtow myſelf, and all that will do for me, notwithſtanding my hazard or danger, as proof ſhall declare, when her majeſty finds time to employ me.

Probably *divorce.*

APPENDIX

TO THE SECOND VOLUME.

No. I. (Vol. II. p. 2.)

William Maitland of Ledington, to my lord of Leiceſter, March 20th, 1570, from Ledington.

THE great deſolation threatned to this whole realm, be the diviſions thereof in dangerous factions, doth preſs me to frame my letters to your lordſhip, in other ſort, then were behovefull for me, if I had no other reſpect, but only to maintain my private credit; therefor I am driven to furniſh them with matter, which I know not to be plauſible, whereupon by miſconſtruing my meaning, ſome there may take occaſion of offence, thinking that I rather utter my own paſſions, than go about to inform your lordſhip truly of the ſtate; but I truſt my plain dealing ſhall bear record to the ſincerity of my meaning; to make the ſame ſenſible, I will lay before your lordſhip's eyes, the plat of this country; which firſt is divided into two factions, the one pretending the maintenance of the king's reign, the other alledging the queen to have been cruelly dealt withall, and unjuſtly deprived of her ſtate; the former is compoſed of a good number of nobility, gentlemen, and principal burroughs of the realme, who ſhall have, as Mr. Randolph beareth us in hand, the queen's majeſty your ſovereign's allowance and protection; the other hath in it ſome moſt principall of the nobility, and therewithall, good numbers of the inferior ſort, throughout the whole realm, which alſo look aſſuredly that all kings do allow their quarrel and will aid them accordingly. What conſequence this diviſion will draw after it, I leave it to your lordſhip's conſideration, there is fallen out another diviſion, accedentally, by my lord regent's death, which is like to change the ſtate of the other two factions, to increaſe the one, and diminiſh the other, which is grounded upon the regiment of the realm. Some number of noblemen aſpire to the goverment, pretending right thereto by reaſon of the queen's demiſſion of the croun, and her commiſſion granted at that time for the regiment during the king's minority, another faction doth altogether repine againſt that diviſion, thinking it neither fit nor tolerable, that three or four of the meaneſt ſort amongſt the earls, ſhall preſume to challenge to themſelves a rule over the whole realme, the next of the blood, the firſt in rank, the greateſt alway both for the antientry of their houſes, degree, and forces, being negleckted; this order they think prepoſterous, that the meaner ſort ſhall be placed in publick function to command, and the greater ſhall continue as private men to obey; beſides that, they think if the commiſſion had in the beginning been valewable, (which the moſt part will not grant) yet can it not be extended to the preſent, for that the conditions thereunto annexed are ceaſed, and ſo the effect of the whole void; the letter part of this diviſion hath many pretences, for beſides the queen's faction, which is wholly on that ſide, a great number of theſe

An Original.

that have heretofore profeſſed the king's obedience, do favour the ſame, and will not yield to the goverment of the other, whoſe preferment for reſpects they miſlike, when the queen's faction ſhall be increaſed, with a part of the king's, and theſe not of leaſt ſubſtance, and yow may judge what is like to inſue; an other incident is like to move men to enter in further diſcourſes, it is given out here in Scotland, that the queen's majeſty is ſetting forth ſome forces towards the border, which ſhall enter this realm, to countenance theſe, that aſpire to the regiment, and ſuppreſs the contrary faction, and bruts are ſpread, that the ſame ſhall be here out of hand; theſe that think themſelves of equal force with their contrary faction at home, or rather an over-match to them, yet not able to encounter with the forces of another prince, rather than yield to their inferiors, will, I fear, take adviſe of neceſſity, and evill councillors, and ſeek alſo the maintenance of ſome foreign prince, whereby her majeſty (altho no further inconvenient were to be feared) muſt be driven to exceſſive charges, and it would appear there were a conſpiracy of all the elements at one time to ſet us together by the ears, for now when the rumour of your forces coming towards the border is ſpread abroad, even at the ſame time is arrived at Dumbarton, a galzeon with a meſſenger ſent expreſly from the king of France, to that part of the nobility, that favours the queen, to learn the ſtate of the country, and what ſupport they lack or deſire, either for furtherance of her afairs, or for their own ſafety; aſſuredly this meſſage will be well received, and ſuffered accordingly, this is the preſent ſtate of Scotland. Now if your lordſhip would alſo know my opinion, how to choice the beſt, as the caſe ſtandeth; I will in that alſo ſatisfie your lordſhip, I am required from them to deal plainly, and your lordſhip ſhall judge wither I do ſo or not; for I think it plain dealing, when I ſimply utter my judgement, and go not about to diſguiſe my intents. I truſt the queen's majeſty hath a deſire to retain at her devotion the realme of Scotland, which ſhe hath gone about to purchaſe, with beſtowing great charges, and the loſs of ſome of her people; this deſire is honourable for her highneſs, profitable for both the countrys, and of none to be diſallowed; ſpecially if it be (as I take it) to have the amity of the whole realm, for it is not a portion of Scotland can ſerve her turn, nor will it prove commodious for her to ſuit the friendſhip of a faction of Scotland, for in ſo doing, in gaining the beſt, ſhe may loſe the more, and the ſame would bring all her actions with us in ſuſpicion, if ſhe ſhould go about to nouriſh factions amongſt us, which meaning I am ſure never entered into her majeſty's heart; then if it be the friendſhip of the whole ſhe doth demand, let her not, for pleaſure of one part, go about to overthrow the remnant, which will not be ſo faiſable, as ſome may give her to underſtand; but rather, by way of treaty, let her go about to pacify the whole ſtate, bring the parties to an accord, reduce us all by good means to an uniformity, ſo ſhall ſhe give us all occaſion to think well of her doings, that ſhe tendeth our wealth, and provoks us univerſally to wiſh unto her majeſty a moſt proſperous continuance; by the contrary, if for the pleaſure of a few, ſhe will ſend forces to ſuppreſs theſe whom they miſlike, and ſo conſequently offend many; men be not ſo faint hearted, but they have courage to provide for their own ſafty, and not only will embrace the means partly offered, but will alſo procure further, at the hand of other princes. This for mine own part, I do abhorr, and proteſt I deſire never to ſee forces of ſtrangers to ſet foot within this land, yet I know not what point neceſſity may drive men into, as if men in the middle of the ſea were in a ſhip, which ſuddenly ſhould be ſet on fire, the fear of burning would make them to leap into the ſea, and ſoon after

the fear of the watter would drive them to cleive again to the fired ſhip, ſo for avoiding preſent evil, men will many times be inforced to have recourſe to another, no leſs dangerous. Truſt me forces will not bring forth any good fruit to her majeſty's behove, it muſt be ſome way of treaty ſhall ſerve the turn, wherein by my former letters your lordſhip doth know already what is my judgement; yow ſee how plainly I do write, without conſideration in what part my letters may be taken, yet my hope is that ſuch as will favourably interpret them, ſhall think that I mean as well to her majeſty, and that realme, as theſe that will utter other language. I wiſh the continuance of the amity betwixt the two contrys, without other reſpect, and will not conceal from her majeſty any thing, to my knowledge, tending to the prejudice thereof; if I ſhall perceave her majeſty taking frank dealings in evil part, I ſhall from thenceforth forbear; in the mean ſeaſon I will not ceaſe to trowble your lordſhip, as I ſhall have occaſion to write, and ſo I take my leave of your lordſhip.

No. II. (Vol. II. p. 8.)

A letter of queen Eliſabeth to the earle of Suſſeks, July 2d, 1570.

RIGHT truſty and well beloved couſin we greet you well, this day we have received your letters of 28 the laſt month, with all other letters, ſent from Scotland, and mentioned in your letters, whereunto anſwer is deſired to be given before the tenth of this month; which is a very ſhort time, the weightineſs of the matters, and the diſtance of the places conſidered; nevertheleſs we have, as the ſhortneſs could ſuffer it, reſolved to give this anſwer following, which we will, that yow, by warrand hereof, ſhall cauſe to be given in our name to the earl of Lennox and the reſt of the noblemen conveend with him. Where it is by them, in their letters, and writings alledg'd, that for lack of our reſolute anſwer concerning the eſtabliſhing of the regiment of the realm under their young king, great inconveniences have happned, and therefore they have deferred now at their laſt convention to determine of the ſamine, who ſhall have the place of governour, until the 21ſt this month, before which time they require to have our adviſe, in what perſon or perſons the goverment of that realm ſhall be eſtabliſhed, we accept very thankfull the good will and reputation they have of us, in yielding ſo frankly to require and follow our adviſe in a matter, that toucheth the ſtate of their king, their ſelves, and realm ſo near, wherein as we perceive, that by our former forbearing to intermeddle therein, they have taken ſome diſcomfort, as though that we would not have regard to their ſtate and ſuerty, ſo on the other part, they of their wiſdoms ought to think, that it might be by the whole world evil interpreted in us to appoint them a form of goverment, or a governour by name, for that howſoever we ſhould mean well if we ſhould do ſo, yet it could not be without ſome jealouſy in the heads of the eſtate, nobility, and community of that realm, that the goverment thereof ſhould be by me ſpecially named, and ordain'd; ſo as finding difficulty on both parts, and yet miſliking moſt that they ſhould take any diſcomfort by our forbearing to ſhow our mind therein, we have thought in this ſort for to proceed, conſidering with ourſelves how now that realm had been a good ſpace of time ruled in the name of their king, and by reaſon of his baſe age, governed heretofore by a very carefull and honourable perſon, the earle of Murray, untill that by a miſchievous perſon, (an evil example) he

Calderw. M. S. Hiſtory V. 2. p. 189.

was

was murdered, whereby great diſorder and confuſion of neceſſity had, and will more follow, if determination be not made of ſome other ſpeciall perſon, or perſons, to take the charge of governour, or ſuperior ruler ſpeciall, for adminiſtration of law and juſtice, we cannot but very well allow the deſire of theſe lords to have ſome ſpeciall governour to be choſen; and therefore being well aſſured, that their own underſtanding of all others is beſt to conſider the ſtate of that realm, and to diſcern the abilities and qualities of every perſon meet and capable for ſuch a charge, we ſhall better ſatisfie ourſelves, whom they by their common conſent ſhall firſt chooſe and appoint to that purpoſe, then of any to be by us aforehand uncertainly named, and that becauſe they ſhall perceave that we have care of the perſon of their king, who by nearneſs of blood, and in reſpect of his ſo young years, ought to be very tender and dear to us, we ſhall not hide our opinion from them, but if they ſhall all accord to name his grandfather, our couſin, the earl of Lennox, to be governor alone, or jointly with others, (whom we hear to be in the mean time by their common conſent appointed lieutenant-general) reaſon moveth us to think that none can be choſen in that whole realm, that ſhall more deſire the preſervation of the king, and be more meet to have the goverment for his ſafety, being next to him in blood of any nobleman of that realm, or elſewhere; and yet, hereby, we do not mean to preſcrive to them this choice, except they ſhall of themſelves fully and freely allow thereof; furthermore we would have them well aſſured, that whatſover reports of deviſes, are, or ſhall be ſpread or invented, that we have already yielded our mind to alter the ſtate of the king or goverment of that realm, the ſame are without juſt cauſe or ground by us given, for as we have already advertiſed them, that although we have yielded to hear, which in honour we could not refuſe, what the queen of Scots or her part ſhall ſay and offer, not only for her own aſſurance, but for the wealth of that realm, yet not knowing what the ſame will be, that ſhall be offered, we mean not to break the order of law and juſtice, by advancing her cauſe, or prejudging her contrary, before we ſhall delliberately and aſſuredly ſee, upon the hearing of the whole, ſome place neceſſary, and juſt cauſe to do; and therefore finding that realm ruled by a king, and the ſame affirmed by laws of that realm, and thereof inveſted by coronation and other ſolemnities uſed and requiſite, and generally ſo received be the whole eſtates, we mean not, by yielding to hear the complaints or informations of the queen againſt her ſon, to do any act whereby to make concluſion of goverments, but as we have found it, ſo to ſuffer the ſame to continue, yea not to ſuffer it to be altered by any means that we may impeſhe, as to our honor it doth belong, as by your late actions hath manifeſtly appeared, untill by ſome juſtice, and clear cauſe, we ſhall be directly induced otherwiſe to declare our opinion; and this we would have them to know to be our determination and courſe that we mean to hold, whereon we truſt they for their king may ſee how plainly and honourably we mean to proceed, and how little cauſe they have to doubt of us, whatſoever to the contrary they have or ſhall hear; and on the other part, we pray them of their wiſdoms to think how unhonourable, and contrary to all human order it were for us, when the queen of Scotland doth ſo many ways require to hear her cauſe, and doth offer to be ordered be us in the ſame, as well for matters betwixt ourſelves and her, as betwixt herſelf and her ſon and his party of that realm, againſt which offers no reaſon could move us to refuſe to give ear, that we ſhould aforehand openly and directly, before the cauſes be heard and conſidered, as it were, give a judgment or ſentence either for ourſelves or for them, whom ſhe maketh to be her

her contraries. Finally ye ſhall admoniſh them, that they do not, by miſconceiving our good meaning toward them, or by indirect aſſertions of their adverſary grounded on untruths, hinder or weaken their own cauſe, in ſuch ſort, that our good meaning towards them ſhall not take ſuch effect towards them, as they ſhall deſire, or themſelves have need of. All this our anſwer ye ſhall cauſe be given them, and let them know, that for the ſhortneſs of time, this being the end of the ſecond of this month, we neither could make any longer declaration of our mind, nor yet write any ſeveral letters, as if time might have ſerved we would have done. 2 July, 1570.

No. III. (Vol. II. p. 8.)

The biſhop of Roſs to ſecretary Lidington from Chattiſworth.

I HAVE received your letters dated the 26th of May, here at Chattiſworth, the 10th of January, but on the receipt thereof I had written to you at length, like as the queen did with my lord Levingſton, by the which you will be reſolved of many points contained in your ſaid letter. I writ to you that I received your letter and credit from Thos. Cowy at London, and ſent to Leiceſter to know the queen of England's mind whether if you ſhould come here or not. He ſent me word, that ſhe will no ways have you come as one of the commiſſioners, becauſe ſhe is yet offended with you; and therefore it appears good that ye come not hither, but remain where you are, to uſe your wiſdom and diligence, as may beſt advance the queen's affairs, for I perceive your weil and ſafety depends thereon, in reſpect of the great feid and ennimity born againſt you by your Scots people, and the great heirſhip taken of your father's landis; both were ſure demonſtrations of their malice. Yet I am encouraged by your ſtout and deliberate mind. Aſſure yourſelf no deligence ſhall be omitted to procure ſupports forth off all parts where it may be had. We will not refuſe the aid neither of Papiſt, Jew, nor Gentil, after my advice; and to this end, during this treaty, let all things be well prepared. And ſeeing my lord Seaton is deſirous to go into Flanders, the queen thinks it very neceſſary that he ſo do, for the duke D'Alva has gotten expreſs command of the king of Spain to give ſupport, and I am ſure that there he ſhall have aid both of Flanders and the pope, for it abides only on the coming of ſome men of countenance, to procure and receive the ſame. He muſt needs tarry there, on the preparations thereof, during this treaty, which will be a great furtherance to the ſame here. The queen has already written to the duke D'Alva for this effect, advertizing of his coming; there is certain ſums of money coming for ſupport of the Engliſhmen, as I wrote to you before, from the pope. Whereupon I would he had a general commiſſion to deal for them, and receive ſuch ſums as ſhall be given. The means ſhall be found to cauſe you be anſuerit of the ſums you writ for, to be diſponit upon the furniſhing of the caſtle of Edenburgh, ſo being ſome honeſt and true man were ſent to Flanders to receive it, as ſaid is, which I would you prepared and ſent. Orders ſhall be taken for the metals as you writ of. We have proponit your avyce in entring to treat with the queen of England, for retiring of her forces puntyoally for lack of aid. Your anſwers to the Engliſhmen are tho't very good, but above all keep you weil out of their hands, in that caſe, eſtote prudentes ſicut ſerpentes. You may take experience with the hard dealing with me, how ye would be uſed if ye were here, and yet I am not forth of danger, benig

15 June 1750.

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I HAVE received your letters dated the 26th of May, here at Chattiſworth, the 10th of January, but on the receipt thereof I had written to you at length, like as the queen did with my lord Levingſton, by the which you will be reſolved of many points contained in your ſaid letter. I writ to you that I received your letter and credit from Thos. Cowy at London, and ſent to Leiceſter to know the queen of England's mind whether if you ſhould come here or not. He ſent me word, that ſhe will no ways have you come as one of the commiſſioners, becauſe ſhe is yet offended with you; and therefore it appears good that ye come not hither, but remain where you are, to uſe your wiſdom and diligence, as may beſt advance the queen's affairs, for I perceive your weil and ſafety depends thereon, in reſpect of the great feid and ennimity born againſt you by your Scots people, and the great heirſhip taken of your father's landis; both were ſure demonſtrations of their malice. Yet I am encouraged by your ſtout and deliberate mind. Aſſure yourſelf no deligence ſhall be omitted to procure ſupports forth off all parts where it may be had. We will not refuſe the aid neither of Papiſt, Jew, nor Gentil, after my advice; and to this end, during this treaty, let all things be well prepared. And ſeeing my lord Seaton is deſirous to go into Flanders, the queen thinks it very neceſſary that he ſo do, for the duke D'Alva has gotten expreſs command of the king of Spain to give ſupport, and I am ſure that there he ſhall have aid both of Flanders and the pope, for it abides only on the coming of ſome men of countenance, to procure and receive the ſame. He muſt needs tarry there, on the preparations thereof, during this treaty, which will be a great furtherance to the ſame here. The queen has already written to the duke D'Alva for this effect, advertizing of his coming; there is certain ſums of money coming for ſupport of the Engliſhmen, as I wrote to you before, from the pope. Whereupon I would he had a general commiſſion to deal for them, and receive ſuch ſums as ſhall be given. The means ſhall be found to cauſe you be anſuerit of the ſums you writ for, to be diſponit upon the furniſhing of the caſtle of Edenburgh, ſo being ſome honeſt and true man were ſent to Flanders to receive it, as ſaid is, which I would you prepared and ſent. Orders ſhall be taken for the metals as you writ of. We have proponit your avyce in entring to treat with the queen of England, for retiring of her forces puntyoally for lack of aid. Your anſwers to the Engliſhmen are tho't very good, but above all keep you weil out of their hands, in that caſe, eſtote prudentes ſicut ſerpentes. You may take experience with the hard dealing with me, how ye would be uſed if ye were here, and yet I am not forth of danger, benig

15 June 1750.

being in medio nationes pravæ; alway no fear, with God's grace, ſhall make me ſhrink from her majeſty's ſervice. Since the queen of England has refuſed that you come here, it appears to me quod nondum eſt ſedata malitia amorreorum, &c. and therefore if Athol or Cathenes might by any means be procured to come, they were the moſt fit for the purpoſe, Rothes were alſo meet if he and I were not both of one ſirname; ſo the treaty would get the leſs credit either in Scotland or here. Therefore avys, and ſend the beſt may ſerve the turn, and fail not Robert Melvil come with them, whoever comes, for ſo is the queen's pleaſure; in my laſt packet, with James Fogo, to you, in the beginning of May, I ſent a letter of the queen's own hand writing to him, which I truſt ye received. I am ſorry ye come not for the great relief I hoped to have had by your preſence, for you could well have handled the queen of England, after her humour, as you were wont to do. The reſt I refer to your good wiſdom, praying God to ſend you health. From Chattiſworth the 15th of January.

No. IV. (Vol. II. p. 26.)

The declaration of John Cais to the lords of Grainge and Lethington zoungare upon the 8th day of Oct. 1571.

WHereas you deſire to know the queen's majeſty's pleaſure, what ſhe will do for appeaſing of theſe controverſies, and therewith has offered yourſelves to be at her commandment, touching the common tranquility of the whole iſle, and the amity of both realms; her pleaſure is in this behalf, that ye ſhould leave off the maintenance of this civil diſcord, and give your obedience to the king, whom ſhe will maintain to the utmoſt of her power.

AND in this doing, ſhe will deal with the regent and the king's party, to receive you into favour, upon reaſonable conditions for ſecurity of life and livings.

ALSO ſhe ſays that the queen of Scotts, for that ſhe has practiſed with the pope and other princes, and alſo with her own ſubjects in England, great and dangerous treaſons againſt the ſtate of her own country, and alſo to the deſtruction of her own perſon, that ſhe ſhall never bear authority, nor have liberty while ſhe lives.

IF ye refuſe theſe gentle offers, now offered unto you, ſhe will preſently aid the king's party, with men, ammunition, and all neceſſary things, to be had againſt you.

WHEREUPON her majeſty requires your anſwer with ſpeed, without any delay.

No. V. (Vol. II. p. 34.)

Articles ſent by Knox to the general aſſembly, Auguſt 5th, 1572.

Calderw. MS. Hiſtory. V. 2. 356.

FIRST, deſiring a new act to be made ratifying all things concerning the king and his obedience that were enacted of before without any change, and that the miniſters who have contraveend the former acts be corrected as accordeth.

THAT ſute be made to the regent's grace and nobility maintaining the king's cauſe, that whatſoever proceedeth in this treaty of peace they be mindful the kirk be

be not prejudg'd thereby, in any ſort, and they ſpecially of the miniſters, that have been robbed of their poſſeſſions within the kirk during the time of the troubles, or otherwiſe dung and injured, may be reſtored.

To ſute at the regent, that no gift of any biſhoprick or other benefice be given to any perſon, contrary to the tenor of the acts made in the time of the firſt regent of good memory, and they that are given contrar the ſaid acts, or to any unqualified perſon, may be revoked and made null be an act of ſecret council, and that all biſhopricks ſo vacand may be preſented, and qualified perſons nominat thereunto, within a year after the vaking thereof, according to the order taken in Leith be the commiſſioners of the nob lity and of the kirk in the month of January laſt, and in ſpecial to complain upon the giving of biſhoprick of Roſs to the lord Methven.

THAT no pentions of benefices, great or ſmall, be given be ſimple donation of any lord regent, without conſent of the poſſeſſor of the ſaids benefices having tittle thereto, and the admiſſion of the ſuperintendent or commiſſioners of the province where this benefice lyeth, or of the biſhops lawfully elected according to the ſaid order taken at Leith; and deſire an act of council to be made thereupon, until the next parliament, wherein the ſamine may be ſpecially inacted, with inhibition to the lords of ſeſſion to give any letters or decreets, upon ſuch ſimple gifts of benefices or pentions not being given in manner above rehearſed, and that the kirk preſently aſſembled declare all ſuch gifts null ſo far as lyeth in their power.

THAT the firſt form of preſentation to benefices, which were in the firſt and ſecond regents time be not chang'd as now it is commonly; but that this clauſe be contained in the preſentation, that if the perſons preſented make not reſidence, or be ſlandrous or found unworthy either in life or doctrine be the judgment of the kirk, (to which alwiſe he ſhall be ſubject) or meet to be tranſported to another room at the ſight of the kirk, the ſaid preſentation and all that ſhall fall thereupon ſhall be null and of no force nor effect; and this to have place alſo in the nomination of the biſhops.

THAT an act be made in this aſſembly that all things done in prejudice of the kirk's aſſumptions of the third, either be papiſts or others, by giving of fews, liferents, or taks, or any otherwiſe diſponing the ſaid aſſumed thirds, be declared null with a ſolemn proteſtation the whole kirk diſaſenteth thereto.

THAT an act be made decerning and ordaining all biſhops, admitted to the order of the kirk now received, to give account of their whole rents, and intromiſſions therewith once in the year, as the kirk ſhall appoint, for ſuch cauſes as the kirk may eaſily conſider the ſame to be moſt expedient and neceſſar.

ANENT the juriſdiction of the kirk, that the ſame be determined in this aſſembly, becauſe this article hath been long poſpond to make ſute to the regent and council for remedy againſt meſſengers and excommunicate perſons.

LAST that orders be taken anent the procurers of the kirk, who procure againſt miniſters and miniſtry, and for ſutting of juſtice of the kirk's actions in the ſeſſion.

No. VI. (Vol. II. p. 39.)

Declaration of Henry Killigrew, Eſq; upon the peace concluded the 23d Feb. 1572.

BE it known to all men, by theſe preſents, that I Henry Killigrewe, Eſq; ambaſſador for the queen's majeſty of England, Foraſmuch as, at the earneſt motion and ſolicitation being made to me, on her highneſs's behalf, there is accord and pacification of the publick troubles and civil war within this realm of Scotland agreed and concluded, and the ſame favourably extended towards the right honourable George earl of Huntly, lord Gordon and Baidzenoch, and the lord John Hamilton, ſon to the duke's Grace of Chaſtellarault, and commendatour of the abby of Abirbrothock, for the ſurety of the lives, livings, honours, and goods of them, their kinfolks, friends, ſervants, and partakers, now properly depending on them; in treating of the which ſaid pacification, the murderers of the late earl of Murray uncle, and the earl of Levenax grandfather, late regent to the king's majeſty of Scotland his realm and lieges, as alſo an article touching the diſcharge for the fructis or moveable goods, which the ſaid perſons have taken fra perſonis profeſſing the king's obedience, or for the damages done or committed by them, ſince the 15th day of Junij, 1567, and before the penult day of July laſt by paſſed, by reaſon of the common cauſe or any thing depending thereupon, being thought by the king's commiſaries matteris of ſuch wecht and importance, as the king's preſent regent could not conveniently, of himſelf, remit or diſcharge the ſame. Yet in reſpect of the neceſſity of the preſent pacification, and for the weil of the king, and common quietneſs of this realm and lieges, it is accorded, that the matters of remiſſion of the ſaid murderers, and of the diſcharge of the ſaid fructis, moveable goods, and other damages, moved by the perſons deſiring the ſaid remiſſions and diſcharge to the queen's majeſty my ſovereign, as to the princeſs neareſt both in blood and habitation to the king of Scots. And whatſoever her majeſty ſhall adviſe and councel touching the ſaid remiſſion and diſcharge, the ſaid lord regent, for the weil of the king and univerſal quietneſs of the realm of Scotland, ſhall perform, obſerve, and fullfil the ſame. And in likewiſe, the ſaid earl Huntly, and commendatour of the Abirbrothock, being urged to have delivered pledges and hoſtages for obſervation of the conditions of the ſaid accord and pacification, hath required me in place thereof, in her majeſty's name, by virtue of my commiſſion, to promiſe for them that they ſhall truly and faithfully obſerve and keep the ſaid pacification, and all articles and conditions thereof, for their parts, and that it would pleaſe her majeſty to interpoſe herſelf, as ſurety and cautioner for them to that effect, to the king's majeſty of Scotland their ſovereign and his ſaid regent, which I have done, and promiſe to do, by virtue of his majeſty's commiſſion, as by the honourable and plain dealing of the ſaid earl and lord, their intention to peace well appears, the ſame being moſt agreeable to the mind of the queen's majeſty my ſovereign, which ſo long by her miniſters hath travelled for the ſaid pacification, and in the end, at her motion and ſolicitation, the ſame is accorded, knowing her majeſty's godly deſire, that the ſame may continue unviolate, and that the noblemen and others now returning to the king's obedience ſhall have ſufficient ſurety for their lives, livings, honours and goods. Therefore in her majeſty's

jeſty's name, and by virtue of my commiſſion, I promiſe to the aforeſaid earl Huntly and commendator of Abirbrothock, that by her majeſty's good means, the ſaid remiſſion and diſcharge ſhall be purchaſed and obtained to them, their kinſolks, friends, ſervants, and partakers, now properly depending upon them, (the perſons ſpecified in the firſt abſtinance always excepted) as alſo that the ſaid pacification ſhall be truly obſerved to them, and that her majeſty ſhall interpoſe herſelf as conſervatrix thereof, and endeavour herſelf to cauſe the ſame to be truly and ſincerely kept in all points and articles thereof accordingly. In witneſs whereof, I have to this preſent ſubſcribed with my hand, and ſealed the ſame with mine own ſeal the 13th day of Febr^{y}, Anno Domini 1572. And this to be performed by me, betwixt the date hereof, and the parliament which ſhall be appointed for their reſtitution, or at the furtheſt before the end of the ſaid parliament. Sic ſubſcribitur.

The biſhop of Glaſgow's note concerning the queen of Scotland's dowry.

THE queen of Scotland, dowager of France, had for her dowry, beſides other poſſeſſions, the dukedom of Turene, which was ſolemnly contracted and given to her by the king and eſtates of parliament; which dukedom ſhe poſſeſſed peaceably till 1576, and then, upon the pacification betwixt the king and Monſ^{r} his brother to augment whoſe appennage this dutchy was given, to which the queen of Scotland yielded upon account of princes, who were her near relations, provided the equivalent which was promiſed her ſhould be faithfully performed. So that year, after a great many ſollicitations, in lieu of that dutchy, ſhe had granted her the county of Vermaudaiſe with the lands and bailiwicks of Seuley and Vetry; tho' 'tis known that county, and the other lands were not of equal value with Turene, but was promiſed to have an addition of lands in the neighbourhood to an equal value. Upon this letters patent were granted, which were confirmed in the courts of parliament, chamber of accompts, court of aids, chamber of the treaſury, and others neceſſary; upon which ſhe entered into poſſeſſion of that county, &c. Afterwards, by a valuation of the commiſſioners of the chamber of accompts, it was found, that the revenue of that county, &c. did not amount to thoſe of Turene by 3000 livres. But inſtead of making up this deficiency according to juſtice, ſome of the privy council, viz. M. de Cheverny, the preſidents of Bellievre, Nicocholay, and S^{t}. Bonet, in the name of the king, notwithſtanding of her aforeſaid loſſes, did ſell and alienate the lands of Senlis, and the dutchy of Eſtaimpes, to madam de Monpenſier, from whom the king received money; of which Sale the councellors aforeſaid obliged themſelves to be guarantees, which hath hindred the aforeſaid queen to have juſtice done her. So that madam de Monpenſier hath been put in poſſeſſion of theſe lands of Senlis, contrary to all the declaration, proteſtation, and aſſurances of the king of France to queen Mary's ambaſſadors. So that the queen of Scotland is diſpoſſeſſed of her dowry, contrary to all equity, without any regard to her quality.

1576. Cott. Lib. Cal. B. IV.

No. VII. (Vol. II. p. 44.)

A letter from the lord of Lochlevin to the regent Mortoun.

3d March, 1577. E. of Mortoun's Archieves, Bund. B. No. 39.

IT will pleaſe your grace, I receive your grace's letter, and has conſidered the ſame. The parſon of Camſey was here at me before the receit thereof, directed fra my lord of Mar, and the maſter anent my laſt written, which was the anſwer of the writing that the maſter ſent to me, which I ſend to your grace, deſiring me to come to Sterling to confer with them. I had given my anſwer before the receit of your grace's letter, that I behuiffit to be beſyd Sanct Androis, at ane friends tryſt, which I might not omit; I underſtand by my ſaid couſin, that the king's majeſty is to write to divers of the nobility to come there, anent your lordſhip's trial, and that he had written before his departing to my lord Monthrois. I underſtand, likewiſe, he will write to your grace to come there for the ſame effect, which I tho't good to make your grace forſeen of the ſame, praying your grace, for the love of God Almighty, to look upon the beſt, and not to ſleep in ſecurity, but to turn you with unfeigned heart to God, and to conſider with yourſelf, that when the king's majeſty was very young, God made him the inſtrument to diveſt his mother from her authority, who was natural princeſs, for offending of his divine majeſty, and that there ran no vice in her, but that the ſame is as largely in you, except that your grace condeſcended not to the deſtruction of your wife. For as to harlotry, and ambition, I think your grace has as far offended God, and far more in avaritiouſneſs, which vycis God never left unplagued, except ſpeedy repentance, which I pray God grant to your grace, for otherwiſe your grace can never have the love of God nor man. I pray your grace flatter not yourſelf, for if your grace believes that ye have the good will of them that are the king's good willers ye deceive yourſelf; for ſurely I ſee perfectly that your own particulars are not contented, lat by the reſt, and that moſt principally for your hard dealing. I pray your grace, beir with me that I am thus hamlie, for certainly it proceeds from no grudge, but from the very affection of my heart towards your grace, which has continued ſince we were acquainted. And now I ſee, becauſe the matter ſtands in your grace's handling with the king's majeſty, for certainly, if your grace fall forth with him now, I ſee not how ye ſhall meet hereafter; pray I your grace to call to God, and look on the beſt, and caſt from your grace both your vices, to wit, ambition and avaritiouſneſs. I am riding this day to Sanct Androis, and truſt to return on Wedneſday at the fartheſt. If your grace will command me in any offices that are honeſt, that I may do your grace pleaſure in at Sterling, advertiſe of your grace's mind, and ſhall do to my power and knowledge, and this with my heartlie, &c. &c.

To our truſty couſin the lord Lochleven.

From the Original, E of Morton's Archieves, Bund. B. No. 31.

TRUSTY couſin, after our moſt hearty commendations, we received your letter of the 3d of March, and as we take your plainneſs therein in good part, as proceeding from a friend and kinſman, in whoſe good affection towards us we never doubted; ſo ye may not think it ſtrange that we purge ourſelf ſo far of your accuſation,

tion, as in conſcience we find not ourſelf to have offended in. As touching our offence to God, we intend not to excuſe it, but to ſubmit us to his mercy; for ambition ſurely we think none can juſtly accuſe us; for in our private eſtate we could, and can live as well contented, as any of our degree in Scotland, without further aſpiring. The bearing to the charge of the government of the realm, indeed, mon lead us, or any other that ſhall occupy that place, not ſimply to reſpect ourſelf, but his majeſty's rowme which we ſupply, and therein not tranſcending the bounds of meaſure, as, we truſt, it ſhall not be found we have done, it ought not to be attributed to any ambition in us. For as ſoon as ever his majeſty ſhall think himſelf ready and able for his own government, none ſhall more willingly agree and advance the ſame nor I, ſince I think never to ſet my face againſt him, whoſe honour, ſafety and preſervation has been ſo dear unto me, nor I will never believe to find otherwiſe at his hand than favour, although all the unfriends I have in the earth were about him, to perſuade him to the contrary. As we write unto you, our friendly dealing and confidence in the houſe of Mar is not thankfully acquit; as we truſt yourſelf conſiders, but becauſe the ambaſſadors of England, my lord of Angus, the chancellor, treaſurer, and ſome noblemen rides weſt this day to ſee the king, we pray you heartily addreſs yourſelf to be there as ſoon as ye can, and as ye ſhall find the likelihood of all things, let us be advertized thereof, with your own advice, by Alex^r Hay, whom we have tho't good to ſend weſt, ſeeing my lord of Angus from Sterling rides to Douglas. And ſo we commit you in the protection of God. At Holyroodhouſe, the 4th of March, 1577.

For the avariciouſneſs laid to our charge, indeed it lies not in us ſo liberally to deal the king's geare, as to ſatisfy all cravers, nor never ſhall any ſovereign and native born prince, let be any officer, eſchew the diſdains of ſuch, as thinks them judges to their own reward; in many cauſes, I doubt not to find the aſſiſtance of my friends, but where my actions ſhall appear unhoneſt, I will not crave their aſſiſtance, but let me bear my own burthen.

No. VIII. (Vol. II. p. 83.)

The coppy of the king of France his directions ſent to Scotland with Seineur de la Motte Fenelon. Tranſlated out of the French.

FIRST, on their majeſtys moſt chriſtian part, he ſhall make the moſt honourable ſalutation and viſiting to the moſt ſerene king of Scotland, their good brother and little ſon, that in him is poſſable. Calderw. M. S. Hiſtory, Vol. 3. p. 208.

To give him their letters that are cloſed, ſuch and ſuch like as they have written to him with their hands, and to ſhow expreſly the perfect friendſhip and ſingular affection, that their majeſtys bear to him, and to bring back the anſwer.

To take head to the things which touch near the moſt ſerene king, to the effect that his perſon may be in no danger, but that it may be moſt ſurely preſerved.

And that he be not hindred in the honeſt liberty that he ought to have, and that no greater, or ſtraiter guards be about him than he had before.

And ſuch like, that he be not impeached in the authority, that God hath given to him of king and prince ſovereign above his ſubjects, to the effect he may as freely ordain and command in his affairs, and in the affairs of his country, with his ordinary council, as he was uſed to do of before.

That

THAT his nobility, barons and commonality of his contry may have their free liberty to resort to his serene majesty, without suspicion of greater guards or more armed men about his person then the use was, that they be not affraid and hindered to resort; and further that the segnieur de la Motte Fenelon sall liberally and freely speak to the said serene king and council, requiring the re-estabilishing of that that may or hath been changed or altered.

AND that he may know if the principalls of the nobility, and other men of good behaviour of the towns and commonality of the contry conveens, and are content with the form of government presently with the said serene king, to the end that if their be any miscontent he may travaile to agree them together, and that he return not without the certainty of the samine.

AND if he may understand that there be any who have not used them so reverently towards the said serene king their sovereign lord, as the duty of their obedience required, that he may pray on this behalf of his majesty most christian the said serene king his good brother, giving him councill wholly to forget the same, and exorting them to do their duty towards his majesty, in time coming, in all respects with the obedience and true subjection they ought him.

AND if the said segnieur De la Motte, perceves the said serene king to be in any manner constrained of his person, authority, liberty, and disposition of his effairs, than he used to be, and not convenient for his royal dignity, or as the sovereignty of a prince does require, that he use all moyen lawful and honest to place him in the samine, and that he imploy as much as the credit of his most christian majesty may do toward the nobility, and subjects of that contry, and as much as may his name, with the name of his crown towards the Scottish nation, the which he loves and confides in as much as they were proper Frenchmen.

AND that he wittness to the said serene king, and his estates, of his consent, and to all the nobility and principall personages of the contry, that his most Christian majestie will continue on his part in the most ancient alliance and confedracy, which he hath had with the said serene king his good brother, praying his nobility and contry, with his principall subjects, to persevere in the samine, in all good understanding and friendship with him; the which, on his part, he shall do, observing the samine most inviolable.

FURTHER his most christian majesty understanding that the serene king his good brother was contented with the duke of Lenox, and his servise, the said signieur De la Motte had charged to pray his serene majesty that he might remain beside him to his contentment, believing that he should more willing intertain the points of love and confederace, betwixt their majestys and their contrys, becaus he was a good subject to them both; and if he might not remain, without some alteration of the tranquility of his estate, that he might retire him to his own house in the said contry, in surenes, or if he pleased to return to France that he might surely —— and if it pleases his serene majesty, to cause cease and stay the impeachments, that are made of new upon the frontiers, to the effect that the natural Frenchmen may enter as freely into the contry, as they were wont to do of before.

AND that there may be no purpose of diffamation, nor no speech but honourable of the most Christian king, in that contry, but such like as is spoken most honourably of the serene king of Scotland in France.

HE had another head to propone, which he concealed till a little before his departure, to wit, that the queen, the king's mother, was content to receive her son in association of the kingdom.

No. IX.

No. IX. (Vol. II. p. 98.)

Lord Hunſdane to ſir Francis Walſingham, the 14th of Auguſt, 1584. from Berwick.

SIR,

ACCORDING to my former letters, touching my meeting with the earl of Arran upon Wedneſday laſt, there came hither to me from the earle, the juſtice clerk, and ſir William Stuart, captain of Dumbarton, both of the king's privie council, to treat with me about the order of our metting, referring wholly to me to appoint the hour, and the number we ſhould meet withal; ſo as we concluded the place to be Foulden, the hour to be ten o'clock, and the number with ourſelves to be 13 of a ſide; and the reſt of our troops to ſtand each of them a mile from the town; the one on the one ſide, the other on the other ſide, ſo as our troops were two miles aſunder; I was not many horſemen, but I ſupplied it with footmen, where I had 100 ſhot on horſe, but they were very near 500 horſe well appointed: According to which appointment, we met yeſterday, and after ſome congratulations, the earle fell in the like proteſtations of his good will and readineſs to ſerve the queen's majeſty, before any prince in the world, next his ſovereign, as he had done heretofore by his letters, and rather more; with ſuch earneſt vows, as unleſs he be worſe than a devil, her majeſty may diſpoſe of him at her pleaſure; this being ended, I entered with him touching the cauſe I had to deal with him, and ſo near as I could, left nothing unrehearſed, that I had to charge the king or him with any unkind dealing toward her majeſty, according to my inſtructions, which without any delay he anſwered preſently, as ye ſhall perceive by the ſaid anſwers, ſent herewith; but I replying unto him, he amplified them with many moe circumſtances, but to this effect. Then I dealt with him touching the point of her majeſty's ſatisfaction, for the uttering ſuch practices as has been lately ſet on foot for the diſquieting of her majeſty and her eſtate, who thereof made ſundry diſcourſes, what marriages have been offered to his majeſty by ſundrie princes, and by what means the earle has ſought to divert them, and for what cauſes; the one, for that be marriage with Spain or France, he muſt alſo alter his religion, which as he is ſure the king will never doe, ſo will he never ſuffer him to hearken unto it, ſo long as he has any credit with him; he denys not but the king has been dealt withal be practices to deal againſt her majeſty, which he has ſo far denied and refuſed to enter into, as they have left dealing therein, but whatſoever the king or he knoweth therein there ſhall be nothing hidden from her majeſty, as her majeſty ſhall know very ſhortly; ſurely it ſeems by his ſpeeches, that if the king would have yielded thereunto there had been no ſmall company of French in Scotland ere now to diſquiet her majeſty. ——— This being ended, I dealt with him earneſtly for the ſtay of this parliament, which now approacheth; or at the leaſt that there may be nothing done therein, to the prejudice of theſe noblemen and others now in England, for the forfaulting of their livings and goods, hereupon he made a long diſcourſe to me, firſt of the earl of Angus dealing about the earl of Morton, then of his going out, notwithſtanding of ſundrie gracious offers the king had made him, then of the road of Ruthven, how that preſently after they had the king's majeſty in their hands, they impriſoned himſelf, dealt with the king for putting of the duke out of the realm, the king refuſed ſo to do, they told him plainly that if he would not he ſhould have the earle of Arran's

Calderw. M. S. Hiſtory, Vol. 3. p. 374.

head in a diſh; the king aſked what offence the earl had made? and they anſwered it muſt be ſo, and ſhould be ſo; hereupon for the ſafeguard of Arran's life, the king was content to ſend away the duke, and yet Arran afterwards ſundrie times in danger of his life; I alledged unto him the king's letter to the queen's majeſty, and his acts in council, that they had done nothing but for his ſerviſe, and with his good liking and contentment, who anſwered me he durſt do no otherwiſe, nor could not do any thing but that which pleaſed them, with ſuch a number of other their dealings with the king whileſt he was in their hands as are too long to be written, and too bad if they were true; I ſaid the king might have let the queen's majeſty's ambaſſador have known his mind ſecretly, and her majeſty would have relieved him; he anſwered, that the king was not ignorant that the apprehenſions in that manner, proceeded from Mr. Bow's practice, and thereby durſt not impart ſo much to him, and yet the king was content, and did give remiſſion to as many, as would acknowledge their faults, and aſk remiſſion, and ſuch as would not, he thought fit to baniſh, to try their further loyalty, in which time they conſpired the king's ſecond apprehenſion, and the killing of the earle, and others, and ſeduced the miniſters to their faction, and yet not ſatisfied with theſe conſpiracies and treaſonable dealings, (as he terms them) are entered into a third, being in England under her majeſty's protection, to diſhonour her majeſty as far as in them lyeth, or at leaſt to cauſe the king conceive ſome unkindneſs in her majeſty, for harbouring of them; I wrote to yow what the conſpiracy was, the taking of the king, the killing of the earle of Arran, and ſome others, the taking of the caſtle of Edinr, and bringing home the earles, to take the charge of the king; all which (ſays he) is by Drummond confeſſed, and by the provoſt of Glencudden not greatly denied, and the conſtable of the caſtle thereupon fled; the earl brought Drummond with him as far as Langton, where he lay to have confeſſed the conſpiracy before me, but having at his lighting, received a blow on his leg with a horſe, ſo as he could bring him no further, I replied that I thought verily they would not work any ſuch practices, in reſpect of the queen's majeſty, abiding within her realme, and if there be any ſuch practices, they have proceeded from others, and they not privie unto them: and that if it be not apparently proved againſt them, that it will be thought to be ſome practice to aggravate the fault, and to make them the more odious to the king. He anſwered me, that it ſhould be proved ſo ſufficiently, that they ſhould not be able with truth to deny it, for their own hands is to be ſhowed to part of it, and therefore concluded, that if her majeſty ſhould ſo preſs the king for them at this time, that would rather hinder this matter of the amitty, nor further it, and that ſince they ſeek chiefly his life, he could not, in any reaſon, ſeek to do them any good; and beſides he aſſured me, that if he would, he dare not, this laſt matter being fallen out as it is; and ſuerly if this matter had not fallen out, I would not have doubted the reſtoring of the earl of Marr very ſhortly, if her majeſty would have employed me therein, but for the earl of Angus, I perceive the king is perſuaded that both he, and the reſt of the Douglaſſes, have conceived ſo mortall an hatred againſt him and the earl of Arran, about the death of the earl of Morton, as if they were at home, tomorrow next, they would not leave to practice and conſpire the death of them both, and therefore a hard matter to do any thing for him: finally, he concluded and required me to aſſure her majeſty from the king, that there ſhall nothing be hid from her, nor any thing left undone that may ſatisfie her majeſty with reaſon, and that the king ſhall never do any thing, nor conſent to have any thing done in her prejudice, ſo long as he had any credit with

with him, or authority under him. Having this far proceeded, he desired to show me his commission, which is under the great seal, to himself only, which is as large as may be, and yet sundrie of the privie councel there with him, but not one in commission, nor present, nor near us all this time; having spent almost five hours in these matters; he presented to me the Master of Gray, who delivered to me a letter from the king in his commendation, whom I perceive the king means to send to her majesty, and therefore requires a safe conduct for his passage, which I pray yow procure, and so send it so soon as you may. I let him understand of the lord Seaton's negotiation with the French king. He swore to me, that Seaton was but a knave, and that it was partly against his will, that he should be sent thither. But his commission and instruction being of no great importance, he yielded the sooner; and if Seaton has gone beyond his instructions, which Arran drew himself, he will make Seaton smart for it. Touching William Newgate, and Mark Golgan, he protested he never heard of any such; he says there was a little poor soul, with a black beard, come thither a begging, who said he was an enemy to Desmond, to whom he gave a croun, but never heard of him since, and for any Scots man going into Ireland, he says there is no such matter; if there be, there may be some few raskels that he knows not of; and touching the coming of any jesuits into Scotland, he says it is but the slanderous devise of the king's enemys, and such as would have the world believe the king were ready to revolt in religion, who the world shall well see will continue as constant therein, as what prince soever professed it most; and the earle himself dos protest to me, that, to his knowledge, he never saw a jesuit in his life, and did assure me if there was any in Scotland, they should not do so much harm in Scotland, as their ministers would do, if they preach such doctrine as they did in Scotland; and touching one Ballanden, of whom I wrote to yow, I heard from Mr. Colvil, the earl avows constantly that he knows not, nor hath not heard of any such man, but he would inquire at the justice clerk, and would inform me what he could learn of that; thus I have made yow as short a discourse as I can of so many matters, so long discoursed upon, but these are the principal points of all our talk, so near as I can remember it, and for this time I commit yow to the Almighty. At Berwick, the 14th of August, 1584.

The king is very desirous to have
my son Robert Carrie to come to him.
I pray yow know her majesty's pleasure.

Arran's answers to the grieffs or articles proponed to the lord Hunsdane, set down in another form.

AS to the strait and severe persecution of all such, as have been noted to have been well affected to the queen's majesty, it cannot appear they were either for that cause punished, or hardly dealt with, since his majesty of late has been so careful and diligent to choice out good instruments to deal betwixt her majesty and him, as his majesty has done in electing of your lordship and me; besides that in all their accusations, their good will and affection born to her majesty was, at no time, laid to their charge, but capital actions of treason many way tried now be the whole three estates, and more than manifest to the world.

As for his majeſty inhibiting, be publick proclamation, ſuch as were baniſhed, not to repair in England; the bruits and whiſperings that came to his majeſty's ears, of their conſpiracies, and treaſons, which ſince ſyn they accompliſhed, ſo far as in them lay, moved his majeſty to inhibit them to repair to any place, ſo near his majeſty's realm, leaſt they ſhould have atempted theſe things, which ſhortly they did atempt, being farther off, and more diſtant both by ſea and land.

As for reception of jeſuits, and others, her majeſtys fugitives, and not delivering them according to his promiſe, as your lordſhip propones, his majeſty would be moſt glad that ſo it might fall out by your lordſhips traviles, that no fugitive of either realme ſhould be received of either, and when ſo ſhall be, it ſhall not fail on his majeſty's part, albeit in very deed this time by gone his majeſty has been conſtrained to receipt her majeſty's mean rebells and fugitives, contrar his good naturall, ſince her majeſty hath receipt, in effect, the whole and greateſt rebells and traitors his majeſty in his own blood ever had; as for the agreement with his majeſty's mother anent their aſſociation, his majeſty has commanded me, in preſence of your lordſhip's ſervant, to aſſure her majeſty and your lordſhip, in his majeſty's name, that it is altogether falſe, and an untruth, nor any ſuch like matter done yet.

His majeſty has alſo commanded me to aſſure your lordſhip, that it is alſo falſe and untrue, that his majeſty has, by any means direct or indirect, ſent any meſſage to the pope, or received any from him; or that his majeſty has dealt with Spain or any foreigners, to harm her majeſty or her realm, which his majeſty could have no honour to do, this good intelligence taking place, as I hope in God it ſhall.

As concerning the contemptuous uſage of her majeſty's miniſters, ſent unto his majeſty, his majeſty uſed none of them ſo; and if his majeſty had, ſufficient cauſe was given by them, as ſome of their own writs do yet teſtify; as I more particularly ſhewed your lordſhip at Foulden at our late meeting.

No. X. (Vol. II. p. 111.)

Letter of Q. Mary to Q. Elizabeth.

Cott. Lib. Col. B. VIII. Fol. 147. An Original.

Madame ma bonne Seur,

M'Aſſeurant que vous avez eu communication d' une lettre de Gray que voſtre homme Semer me livra hier ſoubz le nom de mon filz y recongnoiſſant quaſi de mot a mot les meſmes raiſons que le dit Gray m'eſcrivit en chifre eſtant dernierement pres de vous deſmontrant la ſuffiſance & bonne intention du perſonage je vous prieray ſeulement ſuivant ce que ſi devant je vous ay tant inſtantement importuné que vous me permettiez deſclaircir librement & ouvertement ce point de l'aſſociation d' entre moy & mon filz & me deſlier les mains pour proceder avec lui comme je jugeray eſtre requis pour ſon bien & le mien. Et j'entreprendz quoy que l'on vous die & puiſſe en rapporter de faire mentir ce petit brouillon qui perſuadé par aucuns de vos miniſtres a entrepris cette ſeparation entre moy & mon enfant, & pour y commencer je vous ſupplie m'octroyer que je puiſſe parler a ce juſtice clerk qui vous a eſte nouvellement envoyé pour mander par luy a mon filz mon intention ſur cela, ce que je me promis que ne me refuſerez, quant ce ne ſeroit que pour demontrer en effect la bonne intention que vous m'avez aſſeurée avoir a l'accord & entretien

tien de natural devoir entre la mere & l'enfant qui dit en bonnes termes eſtre empeſche pour vous me tenant captive en un deſert ce que vous ne pourrez mieux deſmentir & faire paroitre voſtre bon deſir a notre union que me donnant les moyens d'y proceder, & non m 'en retenir & empeſcher comme aucune de vos. miniſtres pretendent a fin de laiſſer toujours lieu a leur mauvais & finiſtres practiques entre nous. La lettre porte que l'aſſociation n'eſt pas paſſée, auſſi ne luy ai-je jamais dit, bienque mon filz avoit accepté ; & que nous en avions convenu enſemble, comme l'acte ſigné de ſa main, & ces lettres tant a moy, que en France en font foy, ayant donne ce meme temoignage de ſa bouche propre a pluſieurs ambaſſadeurs & perſonne de credit, s'excuſant de ne l'oſer faire publier par craint de vous ſeulement, demandant forces pour vous reſiſter d'avant de ſe declarer ſi ouvertement eſtant journellement perſuade au contraire par vos miniſtres qui luy prometoyent avecque une entreire a Yorck le faire declarer votre heretier. Au ſurplus Madame quand mon enfant ſeroit ſe malheureux que de s'opiniaſtrer en cette extreme impieté & ingratitude vers moy, je ne puis penſer que vous non plus qu'aucun aultre prince de la Chretienté le vouliſſiez eu cela applaudir ou meintenir pour luy fayre acquerir ma malediction, ains que plutos *introviendrez* pour luy faire recongnoitre la raiſon trop juſte & evidant devant Dieu & les hommes Helas & encores ne luy vouloier je'n ofter, mays donner avec droit ce qu'il tient par uſurpation. Je me ſuis du tout commiſe a vous, & fidelement faites ſi il vous pleſt que je ne en ſoye pis qu'aupravant, & que le faulſete des uns ne prevale deſvant la verite vers vous, pour bien recevant mal, & la plus grande affliction qui me ſcaurroit arriver a ſcavoir la perte de mon fils. Je vous ſupplie de me mander en cas qu'il perſiſte en cette m'eſconnoiſſance de ſon devoir, que de luy ou de moy il vous plaiſt advouer pour legittime roy ou royne d'Ecoſſe, & ſi vous aves agreable de pourſuivre avec moy a part la traité commencé entre nous de quoy je vous requiers ſans plus attendre de reſponſe de ce mal gouverne enfant vous en requerrant avec autant d'affection que je ſens mon cœur oppreſſé d'ennuy. Pour Dieu ſouvenez vous de la promeſſe que m'avez faites de me prendre en votre protection me raportant du tout a vous, & ſur ce priant Dieu qu'il vous viueille preſerver de touts vos ennemys & diſſimulez amys, comme je le deſire de me conſoler & de me venger de ceulz qui pourchaſſent un tel malheur entre la mere & l'enfant. Je ceſſeray de vous troubler, mais non a m'ennuier que je ne recoive quelque conſolation de vous & de Dieu encore un coup je le ſupplie de vous garder de tout peril. Futhbery XII Mars.

Voſtre fidelement voueé ſœur

& obeiſſante couſine,

A la reyne d'Angleterre
madame ma bonne ſæur
& couſine.

MARIE Q.

No. XI. (Vol. II. p. 111.)

A Teſtament by Q. Mary.

Cott. Lib. Veſpaſ. F. 16. p. 415.

N. B. The following paper was tranſcribed by the revd. Mr. Crawford late regius profeſſor of church hiſtory in the univerſity of Edinburgh. Part of this paper, according to him, is written by Naué, Mary's ſecretary, the reſt with the queen's own hand. What is marked " is in the queen's hand.

COnſiderant par ma condition preſente l'eſtat de vie humaine, ſi incertain, que perſonne ne s'en peuſt, ou doibt aſſeurer, ſinnon ſoubs la grande et infinie miſericorde de Dieu. Et me voulant prevaloir d'icelle contre tous les dangers et accidens, qui me pourroient inopinement ſurvenir en cette captivité, meſmes a cauſe des grandes et longues maladies, ou j'ay etè detenué juſques a preſent; j'ay advisé tandis que j'ay la commodité, ou raiſon en jugement, de pourvoir apres ma la ſalut de mon ame, enterrement de mon corps, et diſpoſition de mon bien, eſtat, & affaires, par ce preſent mon teſtament et ordonnance de mon dernier volonté, qui s'enſuyt.

Au nom du Pere, du Filz, et du benoiſe St. Eſprit. Premierement, me recongnoiſſant indigne pechereſſe avec plus d'offences envers mon Dieu, que de ſatisfaction par toutes les adverſites que j'ay ſouffert; dont je la loue ſa bonté. Et m'appuyant ſur la croix de mon Sauveur et Redempteur Jeſus Chriſt. Je recommende mon ame a la benoiſte et individue Trinité, et aux prieres de la glorieuſe Vierge Marie, et de tous les anges ſaincts and ſainctes de paradis, eſperant par leur merites et interceſſion, eſtre aydeé a obtenir de eſtre faicte participante avec eulx de felicité eternelle. Et pour m'y acheminer de cueur plus net et entier, deſpouillant des a preſent tout reſſentiment des injures, calomnies, rebellions, et aultres offenſes, qui me pourroient avoir eſté factes durant ma vie, par mes ſubjets rebelles et aultres ennemis; J'en retriet la vengeance a Dieu, & le ſupplie leur pardonner, de meſme affection, que je luy requiers pardon a mes faultes, et a tous ceuls et celles que je puis avoir offenſé de faicts ou de parolles.

Je veulx et ordonne, &c. [*The two following paragraphs contain directions concerning the place and circumſtance of her burial.*]

Pour ne contrevenir a la gloire, honneur, et conſervation de l'Egliſe catholique, apoſtolique et Romaine, en la quelle je veulx vivre et mourir, ſi le prince d'Eſcoſſe mon filz y pueſt etre reduiet contre la mauvaiſe nourriture, qu'il a priſe a mon tres grand regret en l'hereſie de Calvin entre mes rebelles, je le laiſſe ſeul et unique heritier de mon royaume d'Eſcoſſe, de droict que je pretende juſtement en la couronne d'Angleterre et pays que en dependent, et generallement de tous et chacun mes meubles et immeubles qui reſteront apres ma mort, et execution de ce preſent teſtament.

Si non, et que mon dit filz continue a vivre en la dite hereſie, Je cede, tranſ-
" porte, et faicte don " de touts et chacuns mes droicts, que je pretende et puis pre-
" tendre a la couronne d'Angleterre, et aultres droicts, ſeigneuries, ou royaulmes en
" dependantz, au roy catholique, ou aultre de ſiens qu'il luy plaira, aveſques advis,
" conſentement de ſa ſainteté; tant pour le voyr aujourdhuy le ſeul ſeurs appui de la
" religion catholique, que pour reconoiſſance de gratuites faveurs que moy, et les miens
" recommandez par moy, ont avons reçeu de luy en ma plus grande neceſſité; et
" reſguard

" reſguard auſſi an droict que luy meſme peut pretendre a ces ditz royaulmes et pays, " je le ſupplie qu'en recompence il preign alliance, de la maiſon de Lorraine, et ſi " il ce pleut de celle de Guiſe, pour memoire de la race de laquelle je ſuis ſortie au " coſte de Mere, n'a ayant de celuy de mon pere, que mon ſeul enfant, lequel " eſtant Catholique j'ay tousjours vouè pour une de ſes filles, ſi il luy plaiſoit de " l'accepter, ou faillant une de ſes niepces marieé comme ſa fille.

" Je layſſe mon filz a la protection du roy, de prince, et ducs de Lorrayne et " de Guiſe, et du Mayne, aux quelz je recommende et ſon eſtat en Eſcoſſe, et mon " droict en Angleterre, ſi il eſt catholique, et quelle le parlie de ceſte royne."

Je fautz don au " compté de Lenox" de comte de Lenox tenu par feu ſon pere, et commande mon filtz, comme mon heretier et ſucceſſeur, d' obeyr en ceſt en droit a mon volontè.

Je veulx et ordonne toutes les ſommes et deniers, qui ſe troveront par moy deues, tien mis cauſe de doict eſtre faits " a Lohliven" etre promptement payés et acquittés, et tout tort et griefs reparés par leſdits executeurs deſquelz J'en charge la conſcience. Oultre, &c. [*Follow two or three paragraphs concerning particular legacys, and then is added*] Faict au manoir de Sheffield en Angleterre le jour de——Mil cinq cens ſoixant & dix ſept.

After a blank page follows in the queen's hand:

" Si mon filz meurt, au comte de Lenox, ou Claude Hamilton lequel ſe montrera " le plus fidelle vers moy, et plus conſtant en religion, au jugement de Ducs " de Lorraine et de Guyſe, ou je le rapport ſur ce de ceulx a que j'auray donnay la " charge de trayter aveſque eux de par moy et ceulx, a condition de ſe marrier ou " allier en la dite mayſon ou par leur advis."

Follow near two pages of particular legacys.

" Et le remets ma tante de Lenox au droict quelle peut pretendre a la conté d'An- " gous avant l'acort fait par mon commandement entre ma dite tante de Lenox et " le comte de Morton, veu quil a eſté fait & par le feu roy mon Mary et moy, " ſur la promeſſe de ſa fidelle aſſiſtance, ſi luy et moy encourions dangier et be- " ſoing d'ayde, ce qu'il rompit, s'entendant ſecretement au les nos ennemis rebelles, " qu' attemtprient contre ſa vie, et pour ceſt effect pris les armes, et ont porté les ban- " nieres deſploieës, contre nous, je revoque auſſi toute autre don que je luy ay fait " de conté de Morton ſur promeſſes de ſes bons ſervices a advenir, et entends que " la dite Conté ſoit reunie a la couronne, ſi ell ſe trouve y partenir, comme ſes tra- " hiſons tant en la mort de mon feu Mary, que en mon baniſſement, et pourſuit " de la mienne l'ont meritè. Et defends a mon filz de ſe jamays ſervire de luy pour " de luy pour la hayne qu'il aye a ſes parents, la quelle je crains ne s'eſtende juſques " a luy, le connoiſſant du tout affectionné aux ennemis de mon droite en ce roy- " aume, du quel il eſt penconnaire.

" Je recommende mon nepveu Francois Stuart a mon filz, et luy commande detenir " pres de luy et s'enſervir, et je luy layſſe le bien du conte de Boduel ſon oncle, en " reſpect qui'l eſt de mon ſang, mon filleul, et ma eſtè laiſſe en lutelle par ſon pere.

" Je declare que mon frere baſtard Robert Abbé de St. Croix na'en que par cir- " convention Orkenay, et que le ne fut jamays mon intention, comme il apret par " la revocation que j'ay fayte depuis, et eté auſſi faite d'avant la aſge de xxv. ans,

" ce

" ce que j'aimois deliberer ſi il ne m'euſſent prenner par priſon de ſe de defayre aulx
" eſtats je veulx donc que Orkenay ſoit reune a la couronne comme une de plus
" neceſſaires pour mon filz, et ſans la mayſon ne pourra etre bien tenue.
" Les filles de Morra ne parvient acceſſi heriter, ains revient la conte a la Cou-
" ronne, ſi il luy pleſt luy donner ſa ou fille en marriaſge, et il nome l'en
" ſienne ligne."

No. XII. (Vol. II. p. 121.)

A letter from Mr. Archibald Douglas to the queen of Scotts.

April——
Harl. Lib. 37.
B. 9. fo. 126.

PLEASE your majeſty, I received your letter of the date the 12th of Novr. and in like manner has ſeen ſome part of the contents of one other of the ſame date, directed to Monſr. de Moviſir, ambaſſador for his majeſty the moſt Chriſtian king, both which are agreeable to your princely dignity, as by the one your highneſs deſires to know the true cauſe of my baniſhment, and offers unto me all favour if I ſhall be innocent of the heinous facts committed in the perſon of your huſband of good memory, ſo by the other the ſaid ambaſſador is willet to declare unto me, if your huſband's murder could be laid juſtly againſt me, that you could not ſollicit in my cauſe, neither yet for any perſon that was participant of that execrable fact, but would ſeek the revenge thereof, when you ſhould have any means to do it; your majeſty's offer, if I be innocent of that crime, is moſt favourable, and your deſire to know the truth of the ſame is moſt equitable; and therefore that I ſhould with all my ſimplicity, ſincerity and truth anſwer thereunto is moſt reaſonable, to the end that your princely dignity may be my help, if my innocence ſhall ſufficiently appear, and procure my condemnation, if I be culpable in any matter, except in the knowledge of the evil diſpoſed minds of the moſt part of your nobility againſt your ſaid huſband, and not revealing of it, which I am aſſured was ſufficiently known to himſelf, and to all that had judgment never ſo little in that realm; which alſo I was conſtrained to underſtand, as he, that was ſpecially employed betwixt the earl Morton, and a good number of your nobility, that they might with all humility intercede at your majeſty's hand for his relief, in ſuch matters as are more ſpecially contained in the declaration following, which I am conſtrained for my own juſtification, by this letter to call to your majeſty's remembrance. Notwithſtanding that I am aſſured to my grief, the reading thereof will not ſmally offend your princely mind. It may pleaſe your majeſty to remember, that in the year of God 1566, the ſaid earl of Morton, with divers other nobility and gent. were declared rebels to your majeſty, and baniſhed your realm for inſolent murder committed in your majeſty's own chamber, which they alledged was done by command of your huſband, who notwithſtanding affirmed that he was compelled by them to ſubſcribe the warrant given for that effect, howſoever the truth of that matter remains amongſt them; it appertains not to me at this time to be curious; true it is that I was one of that number, that heavily offended againſt your majeſty, and paſſed in France the time of our baniſhment, at the deſire of the reſt, to humbly pray your brother the Moſt Chriſtian king, to interceed that our offences might be pardoned, and your majeſty's clemency extended towards us, albeit divers of no ſmall reputation, in that realm, was of the opinion, that the ſaid fact merited neither to be requiſit for, nor yet pardoned. Always ſuch

was the careful mind of his majeſty towards the quietneſs of that realm, that the dealing in that cauſe was committed to Monſr. de Moviſir, who was directed at that time to go into Scotland, to congratulate the happy birth of your ſon, whom Almighty God of his goodneſs may long preſerve in happy eſtate and perpetual felicity; the careful travel of the ſaid de Moviſir was ſo effectual, and your majeſty's mind ſo inclined to mercy, that within ſhort ſpace thereafter, I was permitted to repair in Scotland, to deal with earls Murray, Athol, Bodvel, Arguile, and ſecrety Ledington, in the name and behalf of the ſaid earl Morton, lords Reven, Linſay, and remanent compleſis, that they might make offer in the names of the ſaid earl, of any matter that might ſatisfy your majeſty's wrath, and procure your clemency to be extended in their favours; at my coming to them, after I had opened the effect of my meſſage, they declared that the marriage betwixt you and your huſband had been the occaſion already of great evil in that realm, and if your huſband ſhould be ſuffered to follow the appetite and mind of ſuch as was about him, that kind of dealing might produce with time worſe effects; for helping of ſuch inconvenience that might fall out by that kind of dealing, they had thought it convenient to join themſelves in league and band with ſome other noblemen, reſolved to obey your majeſty as their natural ſovereign, and have nothing to do with your huſband's command whatſoever, if the ſaid earl would for himſelf enter into that band and confederacy with them, they could be content to humbly requeſt and travel by all means with your majeſty for his pardon, but before they could any farther proceed, they deſired to know the ſaid earl's mind herein; when I had anſwered that he nor his friends, at my departure, could not know that any ſuch like matter would be proponit, and therefore was not inſtructed what to anſwer therein, they deſired that I ſhould return ſufficiently inſtructed in this matter to Sterling, before the baptiſm of your ſon, whom God might preſerve; this meſſage was faithfully delivered by me at Newcaſtle in England, where the ſaid earl then remained, in preſence of his friends and company, where they all condeſcended to have no farther dealing with your huſband, and to enter into the ſaid band. With this deliberation I returned to Sterling, where at the requeſt of the Moſt Chriſtian king and the queen's majeſty of England by their ambaſſadors preſent, your majeſty's gracious pardon was granted unto them all, under condition always that they ſhould remain baniſhed forth of the realm, the ſpace of two years, and farther during your majeſty's pleaſure, which limitation was after mitigated at the humble requeſt of your own nobility, ſo that immediately after the ſaid earl of Morton repaired into Scotland to Quhittingaime, where the earl Bodvell and ſecretary Ledington come to him; what ſpeech paſſed there amongſt them, as God ſhall be my judge, I knew nothing at that time, but at their departure I was requeſted by the ſaid earl Morton to accompany the earl Bodvell and ſecretary to Edenburgh, and to return with ſuch anſwer as they ſhould obtain of your majeſty, which being given to me by the ſaid perſons, as God ſhall be my judge, was no other than theſe words, "Schaw to the earl Morton that the "queen will hear no ſpeech of that matter appointed unto him;" when I craſit that the anſwer might be made more ſenſible, ſecretary Ledington ſaid, that the earl would ſufficiently underſtand it, albeit few or none at that time underſtand what paſſed amongſt them. It is known to all men, als veill be railling letters paſt betwixt the ſaid earl and Lidington when they become in divers factions, as alſo ane buck ſett furtht by the miniſters wherein they affirm that the earl of Morton has confeſſed to them, before his death, that the earl Bodvell come to Quhittingaime

to

to prepon the calling away off the king your husband, to the which propoſition the ſaid earl of Morton affirms that he could give no anſwer unto ſuch time he might know your majeſty's mind therein, which he never received. As to the abominable murder, it is known too by the depoſitions of many perſons that were executed to the death for the committing thereof, that the ſame was executed by them, and at the command of ſuch of the nobility, as had ſubſcrivit band for that effect; by this unpleaſant declaration, the moſt part thereof known to yourſelf, and the remainder may be underſtood by the aforeſaid witneſſes that was examined in torture, and that are extant in the cuſtody of the ordinary judges in Scotland, my innocency ſo far as may concern any fact does appear ſufficiently to your majeſty. And as for my dealing aforeſaid, I can be no otherwiſe charged therein, but as what would accuſe the veſſel that preſerves the vine from harm, for the intemperancy of ſuch as immoderately uſe the ſame. As for the ſpecial cauſe of my baniſhment, I think the ſame has proceeded upon ane opinion conceived, that I was able to accuſe the earl of Morton of ſo much matter as they alledge himſelf to have confeſſed before he died, and would not be induced, for loſs of reputation, to perform any part thereof. If this be the occaſion of my trouble, as I ſuppoſe it is, what puniſhment I ſhould deſerve I remit me to your majeſty's better judgment, who well knows how careful ever ilk gentleman ſhould be of his fame, reputation, and honour, and how far ever ilk man ſhould abhor the name of a pultroun, and how indecent it would have been to me to accuſe the earl of Morton, being ſo near of his kin, notwithſtanding all the injuries I was conſtrained to receive at his hand all the time of his government, and for no other cauſe, but for ſhewing of particular friendſhip to particular friends in the time of the laſt cruel troubles in Scotland. Sorry I be now to accuſe him in any matter being dead, and more ſorry that being on lyff, be ſuch kind of dealing obtained that name of Ingrate. Always for my own part, I have been baniſhed my native country thoſe three years and four months, living in anxiety of mind, my holl guds in Scotland, which were not ſmall, intermittit and diſponit upon, and has continually ſince the time I was relieved out of my laſt troubles at the deſire of Monſr. de Moviſir, attended to know your majeſty's pleaſure, and to await upon what ſervice it ſhould pleaſe your majeſty for to command. Upon the 8th of April inſt. your good friend ſecretary Walſinghame has declared unto me, that her highneſs tho't it expedient that I ſhould retire myſelf where I pleaſed, I declared unto him I had no means whereby I might perform that deſire, until ſuch time as I ſhould receive it from your majeſty. Neither knew I where it would pleaſe your highneſs to direct me, until ſuch time as I ſhould have received further information from you. Upon this occaſion, and partly by permiſſion, I have taken the hardreſs to write this preſent letter, whereby your majeſty may underſtand any part of my troubles paſt, and ſtrait preſent. As to my intention future, I will never deny that I am fully reſolved to ſpend the reſt of my days in your majeſty's ſervice, and the king your ſon's, whereſoever I ſhall be directed by your majeſty, and for the better performing thereof, if ſo ſhall be your majeſty's pleaſure, to recommend the tryal of my innocency, and examination of the verity of the preceding narration, to the king your ſon, with requeſt that I may be pardoned for ſuch offences as concerned your majeſty's ſervice, and var common to all men the time of his les aige and perdonit to all, except to me, I ſhould be the bearer thereof myſelf, and be directed in whatſoever ſervice it ſhould pleaſe your majeſty for to command. Moſt humble I beſeech your majeſty to conſider hereof, and to be ſo gracious as to give order, that

I may

I may have means to ſerve your majeſty according to the ſincerity of my meaning, and ſo expecting your majeſty's anſwer, after the kiſſing your hand with all humility, I take leave from London.

No. XIII. (Vol. II. p. 140.)

Letter from the king of Scots to Mr. Archibald Douglas his ambaſſador in England, October, 1586.

REſerve up yourſelf na langer in the earneſt dealing for my mother, for ye have done it too long; and think not that any your travellis can do goode if hir lyfe be takin, for then adeu with my dealing with thaime that are the ſpecial inſtrumentis thairof: And theirfore, gif ye looke for the contineuance of my favour towartis you, ſpair na pains nor plainnes in this cace, but reade my letter wrettin to William Keith, and conform yourſelf quhollie to the contentis thairof, and in this requeiſt let me reap the fruictis of youre great credit there, ather now or never. Fairwell. October 1586. Cott. Lib. Cal. C. 9. An Original in the king's hand.

Letter to ſir William Keith, ambaſſador in England, probably from ſecretary Maitland. Nov. 27, 1586.

BY your letters ſent by this bearer, (albeit concerning no pleaſant ſubject) his majeſty conceives well of your earneſtneſs and fidelity in your negotiations, as alſo of Mr. Archibald's activity and diligence, whom you ſo greatly praiſe and recommend. I wiſh the iſſue correſpond to his majeſty's opinion, your care and travell, and his great diligence as you write. His majeſty takes this rigorous proceeding againſt his mother deeply in heart, as a matter greatly concerning him both in honour and otherwiſe. His highneſſes actions and behaviour utter plainly not only how far nature prevails, but alſo how he apprehends of the ſequel of that proceſs, and of what moment he eſteems it. There is an ambaſſade ſhortly to be directed, wherein will be employed an earl and two counſellors, on whoſe anſwer will depend the continuance or diſſolution of the amity and good intelligence between the princes of this iſle. In the mean ſeaſon, if farther extremity be uſed, and his majeſty's ſuit and requeſt diſdained, his highneſs will think himſelf diſhonoured and contemned far beſides his expectation and deſerts. Ye may perceive his majeſty's diſpoſition by his letter to you, which you ſhall impart to Mr. Archibald, and both deal according thereto. I need not to recommend to you care, concerning your maſter's ſervice both in weil and in honour. As you and your colleague ſhall behave yourſelf in this behalf, ſo for my own part, will I interpret your affection to your maſter. I am glad of that I hear of yourſelf, and I do fully credit that you write of Mr. Archibald, whoſe friends here make great account of his profeſſed devotion to the queen, beſides the duty he owes to the king's majeſty her ſon. Farther I am conſtrained to remit to next occaſion, having ſcarce time to ſcribble theſe few lines (which of themſelves may bear witneſs of my haſte.) Wiſhing you a proſperous iſſue of your negotiation, I commit you, &c. Halyrudhouſe, Novr. 27th, 1586. A copy in the collect. of ſir A. Dick. Vol. A. fol. 219.

THE people, and all eſtates here are ſo far moved by the rigorous proceedings againſt the queen, that his majeſty, and all that have credit are importuned, and may not go abroad for exclamations againſt them, and imprecations againſt the queen of England.

No. XIV. (Vol. II. p. 143.)

To the king's majeſty, from Mr. Archibald Douglas.

16 Oct. 1586. From the Original in the collect. of ſir A. Dick. Vol. B. fol. 324.

PLEASE your majeſty, I received your letter of the date the 28th of September, the 5th of October, which was the ſame day that I directed Wm. Murray towards your highneſs; by ſuch letters as he carried, and others of ſeveral dates, your majeſty may perceive that I had omitted nothing ſo far as my travel might reach unto, anent the performing of the two chief points contained in the ſaid letter befor the receipt thereof, which by theſe preſents I muſt repeat for anſwering of the ſaidis. As to the firſt, ſo far as may concern the interceeding for the queen your majeſty's mother her life, I have divers times and in every audience travelled with this queen in that matter, ſpecially to know what her full determination muſt be in that point, and could never bring her to any further anſwer, but that this proceeding againſt her by order of juſtice was no leſs againſt her mind, than againſt their will that loved her beſt: As towards her life ſhe could give no anſwer thereunto, until ſuch time as the law hath declared whether ſhe was innocent or guilty. Herewithall it was her pleaſure thus far to inform me, that it was a number of the aſſociants that earneſtly preſſed her that the law might proceed againſt her, giving reaſons that ſo long as ſhe was ſuffered to deal in matters, ſo long would never this realm be in quiet, neither her life, neither this ſtate in aſſurance, and in the end they uſed this proteſtation that if ſhe would not in this matter follow their advice, that they ſhould remain without all blame whatſoever ſhould fall out; whereupon ſhe had granted them liberty to proceed, leaſt ſuch as had made the requeſt, might hereafter have charged herſelf with inconvenience if any ſhould happen.

AND by myſelf I know this her ſpeech to be true, becauſe both papiſt and proteſtant has behaved them, as it hath been her pleaſure to declare, but upon divers reſpects, the one to avoid ſuſpicion that otherwiſe was conceived againſt them, the other upon zeal and care that they will be known to have for preſervation of their ſovereign's life and ſtate in this perrelous time, upon conſideration whereof, I have been conſtrained to enter into ſome dealing with both, wherewith I made her majeſty acquainted; the proteſtants, and ſuch as in other matters will be known to bear no ſmall favour unto your majeſty's ſervice, hath prayed that they may be excuſed from any dealing in the contrary of that, which by their oath they have avowed, and by their ſpeech to their ſovereign requeſted for, and that before my coming in this country; if they ſhould now otherwiſe do, it would produce no better effect but to make them ſubject to the accuſation of their ſovereign, when it ſhould pleaſe her to do it, of their inconſtancy, in giving councel whereby they might incur the danger of ill councellrs, and be conſequent worthy of puniſhment. Such of the papiſts, as I did deal with, went immediately, and told her majeſty what I had ſpoken to them, who albeit ſhe underſtood the matter of before, ſent for me and declared to me my own ſpeech that I had uttered to them, willing me

for

for the weil of my maiſter's ſervice to abſtain from dealing with ſuch, as were not yet ſufficiently moved to think of my maſter as ſhe did. I craved leave of her majeſty, that I might inform them of your majeſty's late behaviour towards her, and the ſtate of this realm, whereunto with ſome difficulty ſhe gave her conſent. At my late departure from court, which was upon the 5th of this inſtant, and the day after that the lords of this grand jury had taken their leaves of her majeſty to go northward to Fothringhame, it was her pleaſure to promiſe to have further ſpeech in this matter at the returning of the ſaid lords, and to give full anſwer according to your majeſty's contentment to the remainder matters, that I had proponit in name of your majeſty. As to the 2d part concerning the aſſociation, and deſire that the promiſe made to the maſter of Gray concerning your majeſty's title may be fulfilled; it appears by the ſaid letter, that the very point, whereupon the queſtion that may bring your majeſty's title in doubt hath not been rightly at the writing of the ſaid letter conſidered, which I take to have proceeded for lack of reading of the act of parliament, wherein is fulfilled all the promiſe made by the queen to the ſaid maſter, and nothing may now cauſe any doubt to ariſe againſt your ſaid title, except that an opinion ſhould be conceived by theſe lords of this parliament that are ſo vehement at this time againſt the queen your majeſty's mother, that your majeſty is, or may be proved hereafter aſſenting to her proceedings, and ſome that love your majeſty's ſervice were of that opinion that too earneſt requeſt might move a ground, whereupon ſuſpicions might grow in men ſo ill affected in that matter, which I tho't might be helped by obtaining of a declaration in parliament of your majeſty's innocence at this time, and by reaſon that good nature and public honeſty would conſtrain you to intercede for the queen your mother, which would carry with itſelf, without any further, ſome ſuſpicion that might move ill affected men to doubt. In my former letters I humbly craved of your majeſty that ſome learned men in the laws, might be moved to adviſe with the words of the aſſociation, and the mitigation contained in the act of parliament, and withall to adviſe what ſuſpicious effects your majeſty's requeſt might work in theſe cholerick men at this time, and how their minds might be beſt moved to receive reaſon; and upon all theſe conſiderations they might have formed the words of a declarator of your majeſty's innocence to be obtained in this parliament, and failing thereof, the very words of a proteſtation for the ſame effect that might beſt ſerve for your majeſty's ſervice, and for my better information. Albeit this was my ſimple opinion, I ſhall be contented to follow any direction it ſhall pleaſe your majeſty to give; I have already opened the ſubſtance hereof to the queen of this realm, who ſeems not to be offended herewith, and hath granted liberty to deal therein with ſuch of the parliament as may remain in any doubt of mind. This being the ſum of my proceedings in this matter, beſides the remainder, contained in other letters of ſeveral dates, I am conſtrained to lay the whole open before your majeſty, and to humbly pray that full information may be ſent unto me what further to do herein, in this middle time, while I ſhall receive more ample direction I ſhall proceed and be doing according to ſuch direction as I have already received. And ſo, moſt gracious ſovereign, wiſhing unto your majeſty all happy ſucceſs in your affairs, I humbly take my leave from London, this 16th of Oct^r 1586. Your majeſty's moſt humble ſubject and obedt ſervant.

A memorial for his majeſty by the Maſter of Gray.

12 Jan. 1586. An Original in his own hand in the collect. of ſir A. Dick. Vol. A. fol. 222.

IT will pleaſe your majeſty, I have tho't meeter to ſet down all things as they occur, and all advertiſements as they came to my ears, then jointly in a lettre.

I came to Vare the 24th of Decr. and ſent to Wm. Keith, and Mr. Archibald Douglas to advertize the queen of it, like as they did at their audience. She promiſed the queen your majeſty's mother's life ſhould be ſpared till we were heard. The 27th, they came to Vare to me, the which day Sir Robt. came to Vare, where they ſhewed us how far they had already gone in their negociation, but for that the diſcourſe of it is ſet down in our general letter, I remit me to it, only this far I will teſtify unto your majeſty that Wm. Keith hath uſed himſelf right honeſtly and juſtly till our coming, reſpecting all circumſtances, and chiefly his colleague his dealing, which indeed is not better than your majeſty knows already.

THE 29th day of Decr. we came to London, where we were no ways friendly received, nor after the honeſt ſort it had pleaſed your majeſty uſe her ambaſſadors, never man ſent to welcome or convey us. The ſame day we underſtood of Mr. de Bellievre his leave taking, and for that the cuſtom permitted not we ſent our excuſes by Mr. George Young.

THE 1ſt day of Janry, Wm. Keith and his colleague according to the cuſtom ſent to crave our audience. We received the anſwer contained in the general letter, and could not have anſwer till the 6th day, what was done that day your majeſty has it in the general, yet we was not out of expectation at that time albeit we received hard anſwers.

THE 8th day we ſpeak with the earl of Leiceſter, where our conferrence was, as is ſet down in the general. I remarked this, that he that day ſaid plainly the detaining of the queen of Scotland priſoner was for that ſhe pretended a ſucceſſion to this crown. Judge then by this, what is tho't of your majeſty as ye ſhall hear a little after.

THE 9th day we ſpeak with the French ambaſſador, whom we find very plain in making to us a wiſe diſcourſe of all his proceedings, and Mr. de Bellievre we thanked him in your majeſty's name and opened ſuch things as we had to treat with this queen, ſave the laſt point, as more largely ſet down by our general.

IT is tho't here, and ſome friends of your majeſty's adviſed me, that Bellievre his negotiation was not effectual, and that the reſident was not privy to it, as indeed I think is true, for ſince Bellievre his perting, there is a talk of this Chaſteauneuf his ſervants taken with his whole papers and pacquets, which he was ſending in France, for that they charge him with a conſpiracy of late againſt the queen here her life. It is alledged his ſervant has confeſſed the matter, but whom I ſhall truſt I know not, but till I ſee proof I ſhall account him an honeſt man, for indeed ſo he appears, and one (without doubt) who hath been very inſtant in this matter. I ſhew him that the queen and earl of Leiceſter had deſired to ſpeak with me in private, and craved his opinion; he gave it freely that he tho't it meeteſt, I ſhew him the reaſon why I communicate that to him, for that I had been ſuſpected by ſome of her majeſty's friends in France to have done evil offices in her ſervice, that he ſhould be my witneſs that my earneſt dealing in this ſhould be a ſufficient teſtimony that all was lyes, and that this knave Nauè who now had betrayed her, had in that done

evil

evil offices; he desired me, seeing she saw only with other folks eyes, that I should no ways impute it to her, for the like she had done to himself by Nauè his persuasion. I answered he should be my witness in that.

THE 9th day we sent to court to crave audience, which we got the 10th day; at the first, she said a thing long looked for should be welcome when it comes, I would now see your master's offers, I answered, no man makes offers but for some cause; we would, and like your majesty, first know the cause to be extant for which we offer, and likewise that it be extant till your majesty has heard us. I think it be extant yet, but I will not promise for an hour, but you think to shift in that sort. I answered we mind not to shift, but to offer from our sovereign all things that with reason may be; and in special, we offered as is set down in our general, all was refused and tho't nothing. She called on the three that were in the house, the earl of Leicester, my lord admiral, and chamberlain, and very despitefully repeated all our offers in presence of them all. I opened the last part and said, Madam for what respect is it that men deal against your person or estate for her cause? She answered, because they think she shall succeed to me, and for that she is a papist, appearingly said I both the causes may be removed, she said she would be glad to understand it. If Madam, said I, all that she has of right of succession were in the king our sovereign's person, were not all hope of papists removed. She answered I hope so. Then Madam I think the queen his mother shall willingly demit all her rights in his person. She answered she hath no right, for she is declared unable. Then I said, if she have no right, appearingly the hope ceases already, so that it is not to be feared that any man attempt for her. The queen answered, but the papists allow not our declaration; then let it fall, says I, in the king's person by her assignation. The earl of Leicester answered, She is a prisoner, how can she demit. I answered the demission is to her son, by the advice of all the friends she has in Europe, and in case, as God forbid, that any attempt conttit the queen here away, who shall party with her to prove the demission or assignation to be ineffectual her son being opposite party and having all the princes her friends for him, having bonded for the efficacy of it with his majesty of before. The queen made as she could not comprehend my meaning, and sir Robt opened the matter again, she yet made as tho' she understood not. So the earl of Leicester answered that our meaning was, that the king should be put in his mother's place. Is it so, the queen answered, then I put myself in a worse case than of before; by God's passion, that were to cut my own throat, and for a dutchy, or an earldom to yourself, you or such as you would cause some of your desperate knaves kill me. No, by God, he shall never be in that place. I answered he craves nothing of your majesty but only of his mother. The earl of Leicester answered that were to make him party to the queen my mistress. I said, he will be far more party, if he be in her place thro' her death. She would stay no longer, but said she would not have a worse in his mother's place. And said, tell your king what good I have done for him in holding the crown on his head since he was born, and that I mind to keep the league that now stands between us, and if he break it shall be a double fault, and with this minded to have bidden us a farewell; but we eschewit. And I speak craving of her that her life may be spared for 15 days; she refused. Sir Robt. craved for only eight days, she said not for an hour; and so geid her away. Your majesty sees we have delivered all we had for offers, but all is for nothing, for she and her councel has laid a determination that they mind to follow forth, and I see it comes rather of her council than her-

self,

ſelf, which I like the worſe; for without doubt, ſir, it ſhall cut off all friendſhip ye had here. Altho' it were that once they had meaned well to your majeſty, yet remembring themſelves, that they have medled with your mother's blood, good faith they cannot hope great good of yourſelf, a thing in truth I am ſorry for; further your majeſty may perceive by this laſt diſcourſe of that I proponit, if they had meaned well to your majeſty, they had uſed it otherwiſe than they have done, for reaſon has bound them. But I dare not write all. I mind ſomething to ſpeak in this matter, becauſe we look ſhurly our letters ſhall be troucit by the way.

For that I ſee private credit nor no means can alter their determination, altho' the queen again and the earl of Lei eſter has deſired to ſpeak with me in particular; I mind not to ſpeak, nor ſhall not; but aſſuredly ſhall let all men ſee that I in particular was no ways tyed to England, but for the reſpect of your majeſty's ſervice. So albeit, at this time, I could not effectuate that I deſired, yet my upright dealing in it ſhall be manifeſted to the world. We are, God willing, then to crave audience, where we mind to uſe ſharply our inſtructions, which hitherto we have uſed very calmly, for we can, for your honour's cauſe, ſay no leſs for your majeſty, than the French ambaſſador has ſaid for his maſter.

So I pray your majeſty conſider my upright dealing in your ſervice, and not the effect, for had it been double by any I might have here had credit, but being I came only for that cauſe I will not my credit ſhall ſerve here to any further purpoſe. I pray God preſerve your majeſty and ſend you a true and ſincere friendſhip. From London this 12th of Jan. 1586.

I underſtand the queen is to ſend one of her own to your majeſty.

To the right hon. my lord vice chancellor and ſecretary to his majeſty, from the maſter of Gray.

12th Jan. 1586, an Original in the collect. of ſir A. Dick. Vol. A. fol. 179.

MY lord, I ſend you theſe lines with this incloſed to his majeſty, whereby your lordſhip ſhall underſtand how matters goes here. And before all things I pray your lordſhip move his majeſty to reſpect my diligence, and not the effect in this negotiation, for I ſwear if it had been for the crown of England to myſelf I could do no more, and let not unfriends have advantage of me, for the world ſhall ſee that I loved England for his majeſty's ſervice only. I look ſhortly to find your lordſhip friend as ye made promiſe, and by God I ſhall be to you if I can. Wm. Keith and I deſired, if matters had gone well, to have run a courſe that your lordſhip might have here been in credit and others diſappointed, but now I will do for you as for myſelf; which is to care for no credit here, for in conſcience they mean not honeſtly to the king our ſovereign, and if they may, he will go the get his mother is gone or ſhortly to go, therefore my lord without all kind of ſcruple I pray you to adviſe him the beſt is not this way. They ſay here, that it has been ſaid by one who heard it from you, that ye deſired not the king and England to agree, becauſe it would rack the noblemen, and gave an example of it by king James the fourt, I anſwered in your name that I was aſſured you never had ſpoken it. Mr. Archibald is the ſpeaker of it, who I aſſure your lordſhip has been a poiſon in this matter, for they lean very mickle to his opinion. He cares not, he ſays, for at length the king will be fain to deal this way, either by fair means or neceſſity, ſo that when he deals this courſe he is aſſured to be welcome; to ſet down all that is paſt of the like purpoſes,

it would conſume more paper than I have here, ſo I defer it to meeting. There is a new conſpiracy alledged againſt the queen to have been intended, for the French ambaſſador reſident three of his men taken, but I think in the end it ſhall prove nothing. Mr. Stafford, who is ambaſſador for this queen in France, is touched with it, his brother is taken here, always it has done this harm in our negotiation, that all this council would not move this queen to medle with the queen of Scotland's blood, till this invention was found forth. I remit all other things to the incloſed. We minded to have ſent to his majeſty a diſcourſe, which we have ſet down of all our proceedings ſince our hither coming, but we are ſurely advertized that the bearer is to be truſſant by the way for our pacquet, ſo that we defer it till our own coming; this I have put in a privy part beſide the pacquet. We ſhall I think take leave on Fryday the 13th day, where we mind exactly to follow the rigour of our inſtructions, for it cannot ſtand with the king's honour that we ſay leſs then the French ambaſſador, which was, le roy mon maiſtre ne peult moins faire que ſe reſentir. So that about the 24th I think we ſhall, God willing, be at home, except that ſome ſtay come which we look not for. The queen and the earl of Leiceſter has deſired to ſpeak with me. I refuſed ſave in preſence of my colleagues, by reaſon I ſee a determination which particular credit cannot help, and I crave no credit but for that cauſe. It will pleaſe your lordſhip retire the incloſed from his majeſty and keep it. So after my ſervice commended to yourſelf and bedfellow, I commit you to God. From London the 12th of Jan. 1586.

To the king's majeſty, from ſir Robert Melvil.

IT may pleaſe your majeſty, ſince the direction of our former letters, we had audience, and her majeſty appeared to take our overtures in good part in preſence of her council; albeit no offence would take place with them, having taken reſolution to proceed with extremity, not the leſs it pleaſed her majeſty to deſire us to ſtay for two days on taking our leave, until ſhe had adviſed upon our propoſitions; ſince which time, her majeſty is become more hard by ſome letters (as we are informed) has come from Scotland, making ſome hope to believe that your majeſty takes not this matter to heart, as we know the contrary in effect, and had of before removed the like opinion out of her majeſty's mind, which by ſiniſter information was credited, their reports has hindered our commiſſion, and abuſed this queen, fearing in like manner we ſhall be ſtayed until anſwer come from Scotland by ſuch perſon as they have intelligence of. And albeit that it will be well enough known to all men how heavily your majeſty takes theſe proceedings to heart, the truth is, that they have by this occaſion ſo perſuaded the queen, that it is like to hinder our negotiation. As alſo Allynour Stewart is to be directed in their party, by our knowledge, who has awantyt more of his credit, than I believe he may perform, and we willed him to deſiſt from this dealing, ſaying it does harm, and he is not meet for that purpoſe, remitting to your majeſty's good direction to take order herein as we ſhall be anſwerable to your majeſty not to omit any point we have in charge, as the truth is, the maſter of Grhaye has behaved himſelf very rightly and diſcreetly in this charge, and evil tayne with be divers in their parties who were of before his friends. We have been behalding to the menſtrals who has born us beſt company, but has not been troubled with others. Wylzeme Kethe hath left nothing undone that he had in charge.

20th Jan. 1586. An Original in his own hand, in the collect. of ſir A. Dick. Vol. A. fol. 181.

charge. As for maſter Archibald he has promiſed at all times to do his dewoyr, wherein he ſhall find true report made to your majeſty, craving pardon of your majeſty that I have been ſo tedious, after I have kiſſed your majeſty's hand I humbly take my leave. Praying God to grant your majeſty many good days and happy, in whoſe protection I commit your majeſty at London, the 20th of Jan. 1586.

SIR,

ALBEIT Maſter George has not been in commiſſion, he is not inferior in his ſervice to any of us, as well by his good advice and diligent care he takes for the advancement of your ſervice, wherein we have not been a little furthered.

To the king's majeſty, from the maſter of Gray and ſir Robert Melvill.

21ſt Jan. 1586. An Original in the collect. of ſir A. Dick. Vol. A. fol. 180.

PLEASE it your majeſty in the laſt audience we had, ſince our laſt advertizement, by Wm. Murray, we find her majeſty at the reſuming our offers ſomething mitigated, and inclined to conſider more deeply of them, before we got our leave, at our reaſoning, certain of the council, namely my lord of Leiceſter, ſir Chriſtopher Haton, my lord Hunſdon, and my lord Hawart being preſent in the chamber, gave little ſhare of any great contentment to have her from her former reſolution, now caſſin in perplexity what ſhe ſhould do, always we left her in that ſtate, and ſince have daily preſſed conferrence with the whole council, which to this hour we have not yet obtained. This day we have ſent down to crave our leave. The greateſt hinder which our negotiation has found hitherto is a perſuaſion they have here that either your majeſty deals ſuperficially in this matter, or that with time ye may be moved to digeſt it, which when with great difficulty we had expugnit, we find anew that certain letters written to them of late from Scotland has found ſome place of credit with them in our contrare. So that reſolving now to clear them of that doubt by a ſpecial meſſage, they have made choice of ſir Alexander Stewart to try your highneſs's meaning in it, and to perſuade your majeſty to like of their proceedings, wherefrom no terror we can lay out unto him is able to divert him, he has given out that he has credit with your majeſty, and that he doubts not to help this matter at your highneſs's hand. If he come there that errand, we think your majeſty will not overſee the great diſgrace that his attempts ſhall give us here, if he be not tane order with before that he be further heard, and if ſo be that any other be directed (as our intelligence gives us there ſhall) our humble ſuit is to your majeſty, that it may pleaſe your highneſs to hear of us what we find here, and at what point we leave this matter with her majeſty, before that they find accidence, the cauſes whereof remitting to our private letters. We commit your majeſty for the preſent to God's eternal protection. From London this 21ſt of Jan. 1586.

ADDITIONAL

APPENDIX.

I had no opportunity of ſeeing ſeveral of the following papers, till thoſe ſheets of the hiſtory, to which they relate, were printed off. For this reaſon no references are made to them there; but I have ſupplied that defect by marking the particular paſſages in the hiſtory which they ſerve to illuſtrate.

No. XXXI. [Vol. I. p. 358. Line 10.]

Account of the ſentence of divorce between the earl of Bothwell and lady Jean Gordon his wife. From a manuſcript belonging to Mr. David Falconar, advocate. Fol. 455.

UPOUN the 29 of Apryle 1567, before the richt hon. Mr. Robert Maitland dean of Aberdene, Mr. Edward Henryſon doctor in the laws, two of the ſenators of the college of juſtice, Mr. Clement Little, and Mr. Alexander Syme advocattis, commiſſers of Eden^r; compeered Mr. Henry Kinroſſe, procurator for Jean Gourdoune countes of Bothwell, conſtitute be her for purſewing of ane proces of divorcement, intendit by her contra James erle Bothwel her huſband for adultry, committed be him with Beſſie Craufurde, the purſuers ſervant for the time; and ſicklyke, for the ſaid erle, compeared Mr. Edmond Hay, who efter he had purſued and craved the purſuer's procurator's oath de calumnia, if he had juſt caus to purſew the ſaid action, and obtained it, denyd the libell, and the ſaid Mr. Harrie took the morne, the laſt day of Apryle, to prove the ſame pro prima. The quhilk day, having produced ſome witneſſes, he took the next day, being the 1 of May, to do farther diligence. Upon the quhilk 1 of May, he produced ſome moe witneſſes, and renounced farther probatioune. After quilk, he deſired a term to be aſſigned to pronounce ſentence. To whom the ſaid commiſſars aſſigned Setterday next, the 3 of May, to pronounce ſentence therein, ſecundum alligata et probata, quilk accordingly was given that day in favour of the perſewar.

AT the ſame time there was another proces intendit be the erl of Bothwell contra his lady, for to have their marriage declared nul, as being contracted againſt the canons, without a diſpenſation, and he and his lady being within degrees defendand, viz. ferdis a kin, and that wyſe for expeding of this proces, there was a commiſſioune grantit to the archbiſhop of St. Androis to cognoce and determine it, and Rot. biſhop of Dunkeld, William biſhop of Dunblane, Mr. Andro Craufurd chanon in Glaſ-

gow, and parſon of Egelſhame, Mr. Alexander Creichtoun, and Mr. George Cook chancellor of Dunkeld, and to Mr. Johne Manderſtonne, chanon in Dunbar and prebendar of Peltoune, or any ane of them. This commiſſione is datit 27 Aprile 156-, was preſented to two of the ſaids commiſſioners, viz. Mr. Andr. Crawfurd and Mr. John Manderſtoune on Setterday 3 May, by Mr. Thomas Hepburne parſon of Auldhamſtocks, procurator for the erle of Bothwell, who accepted the delegatioune, and gave out their citation by precept, directed, Decano Chriſtianitates de Hadingtone, nec non vicano ſeu curato eccle. parochiæ de Creichtoune, ſeu cuicunq; alteri cappellano debite requiſitis, fer ſummoning at the ſaid erles inſtance, both of the lady perſonally if ſhe could be had, or otherways at the paroſche kerk of Creichtoune the time of ſervice, or at her dwelling place before witneſſes, primo, ſecundo, tertio et peremptorie, unico tamen contextu protuplice edicto. And likeways to be witneſſes in the ſaid matter, Alex. biſhop of Galloway, who did marry the ſaid erle and his lady, in Halyreud-houſe kirk, in Feb. 1565, ſir John Bannatyne of Auchnoule juſtice clerk, Mr. Robert Creichtoun of Elliot the queen's advocate, Mr. David Chalmers provoſt of Creichtoun and chancellor of Roſs, Michael ——— abbot of Melroſs, and to compear before the ſaid judges, or any one of them, in St. Geils kirk in Edinr. on Monday the 5 of May, be thamſelves, or their procurators. Upon the ſaid 5 day, Mr. John Manderſtoun, one of the juges delegat only being preſent compeared the ſame procurators for both the parties that were in the former proces, Mr. Edmond Hay (articulatlie) and ſome of the witneſſes ſummoned produced, and received for proving of the ſame. The ſaid procurator renounced farder probatioune, and the judge aſſigned the morne, the 6th of May, ad publicandum producta, nempe depoſitiones ipſorum teſtium. The quhilk day, poſt publicatas depoſitiones prædictas, Mr. Hen. Kinroſſe, procurator for the lady inſtanter objecit objectiones juris generaliter, contra pro ductæ, inſuper renunciavit ulteriori defenſioni; proinde concluſa de conſenſu procuratorum hinc inde cauſa, judex prædictus ſtatuit craſtinum diem pro termina, ad pronunciandam ſuam ſententiam definituram, ex deductis coram eo, in præſenti cauſa et proceſſa. Conform hereunto, on Wedneſday the 7th of May, the ſaid judge gave out his ſentence in favour of the erle, declaring the marriage to be, and to have been null from the beginning, in reſpect of their contingence in blood, which hindered their lawfull marriage without a diſpenſation obtained of befoir.

Two words in the parentheſis illegible.

No. XXXII. [Vol. I. p. 401. line 16.]

Queen Mary to Queen Elizabeth.

MADAM,

Cott. Lib. Cal. C. 1. A copy, and probably a tranſlation.

ALthough the neceſſity of my cauſe (which maketh me to be importune to you) do make you to judge that I am out of the way; yet ſuch as have not my paſſion, nor the reſpects whereof you are perſuaded, will think that I do as my cauſe doth require. Madam, I have not accuſed you, neither in words, nor in thought, to have uſed your ſelf evil towards me. And I believe, that you have no want of good underſtanding, to keep you from perſwaſion againſt your natural good inclination. But in the mean time, I can't chuſe (having my ſenſes) but perceive very evil furtherance in my matters, ſince my coming hither. I thought that I had ſufficiently diſcourſed unto you the diſcommodities, which this delay bringeth unto me.

me. And eſpecially that they think, in this next month of Auguſt, to hold a parliament againſt me and all my ſervants. And in the mean time, I am ſtayed here, and yet will you, that I ſhould put myſelf forther into your country, (without ſeeing you) and remove me further from mine; and there do me this diſhonour, at the requeſt of my rebels, as to ſend commiſſioners to hear them againſt me, as you wold do to a mere ſubject, and not hear me by mouth. Now, madam, I have promiſed you to come to you, and having there made my moan and complaint of theſe rebels, and they coming thither, not as poſſeſſors, but as ſubjects, to anſwer. I would have beſought you to hear my juſtification of that which they have falſly ſet furth againſt me, and if I could not purge myſelf thereof, you might then diſcharge your hands of my cauſes, and let me go for ſuch as I am. But to do as you ſay, if I were culpable I would be better advis'd; but being not ſo, I can't accept this diſhonour at their hands, that being in poſſeſſion they will come and accuſe me before your commiſſioners, whereof I can't like: And ſeeing you think it to be againſt your honour and conſignage to do otherwiſe, I beſeech you that you will not be mine enemy, untill you may ſee how I can diſcharge myſelf every way. And to ſuffer me to go into France, where I have a dowry to maintain me; or at the leaſt to go into Scotland, with aſſurance that if there come any ſtrangers thither, I will bind myſelf for their return without any prejudice to you, or if it pleis you not to do thus, I proteſt that I will not impute it to falſhood, if I receive ſtrangers in my country, without making you any other diſcharge for it. Do with my body as you will, the honour or blame ſhall be yours. For I had rather die here, and that my faithful ſervants may be ſuccoured (tho' you wou'd not ſo) by ſtrangers, than to ſuffer them to be utterly undone, upon hope to receive, in time to come, particular commodity. There be many things to move me to fear that I ſhall have to do, in this country, with others, than with you. But foraſmuch as nothing hath followed upon my laſt moan, I hold my peace, happen what may happ. I have as leef to abide / endure my fortune, as to ſeek it, and not find it. Further, it pleaſed you to give licence to my ſubjects to go and come. This hath been refuſed by my lord Scroop and Mr. Knolls (as they ſay) by your commandment, becauſe I would not depart hence to your charge, untill I had anſwer of this letter, tho' I ſhewed them that you required my anſwer, upon the two points, contained in your letter.

THE one is to let you briefly underſtand, I am come to you to make my moan to you, the which being heard, I would declare unto you mine innocency, and then require your aid, and for lack thereof, I can't but make my moan and complaint to God, that I am not heard in my juſt quarrel, and to appeal to other princes to have reſpect thereunto, as my caſe requireth; and to you, madam, firſt of all, when you ſhall have examined your conſcience before him, and have him for witneſs. —And the other, which is to come further into your country, and not to come to your preſence, I will eſteem that as no favour, but will take it for the contrary, obeying it as a thing forced. In the mean time, I beſeech you, to return to me my lord Herries, for I can't be without him, having none of my counſal here, and alſo to ſuffer me, if it pleaſe you, without further delay, to depart hence whitherſoever it be out of this country. I am ſure you will not deny me this ſimple requeſt for your honour's ſake, ſeeing it doth not pleaſe you to uſe your natural goodneſs towards me otherwiſe, and ſeeing that of mine own accord, I am come hither, let me depart again, with yours. And if God permit my cauſes to ſucceed well, I

ſhall be bound to you for it; and happening otherwiſe, yet I can't blame you. As for my lord Fleeming, ſeeing that upon my credit you have ſuffered him to go home to his houſe, I warrant you he ſhall paſs no further, but ſhall return when it ſhall pleaſe you. In that you truſt me, I will not (to die for it) deceive you. But *from* Dumbarton I anſwer not, when my L. Fleeming ſhall be in the Tower. For they which are within it, will not forbear to receive ſuccour, if I don't aſſure them of yours; no, tho' you would charge me withal, for I have left them in charge, to have more reſpect to my ſervants and to my eſtate, than to my life. Good ſiſter be of another mind, win the heart, and all ſhall be yours, and at your commandment. I thought to ſatisfy you wholly, if I might have ſeen you. Alas! do not as the ſerpent, that ſtoppeth his hearing, for I am no inchanter, but your ſiſter, and natural couſin. If Cæſar had not diſdained to hear or read the complaint of an advertiſer, he had not ſo died; why ſhould princes ears be ſtopped, ſeeing that they are painted ſo long? Meaning, that they ſhould hear all and be well adviſed, before they anſwer. I am not of the nature of the baſiliſk, and leſs of the chamelion, to turn you to my likeneſs, and tho' I ſhould be ſo dangerous and curs'd as men ſay, you are ſufficiently arm'd with conſtancy and with juſtice, which I require of God, who give you grace to uſe it well with long and happy life. From Carlile, the 5th of July, 1568.

Perhaps *for*.

No. XXXIII. [Vol. I. p. 403. line 12.]

A letter from my lord Herries to my lord Scroop and ſir F. Knollis, September 3d, 1568.

Cott. Lib. Cal. C. an Original in his own hand.

MY lords, pleaſit your honourable lordſhips, I am informit by James Borthwick, lately come from the queen's majeſty your ſoverane, that it is ſchawin to her highneſs, I ſhuld have ridden in Crawfurdmure, ſen my laſt cuming into this realm, upon the earl of Murray's dependants. And that I ſuld have cauſit, or been of counſall to Scottiſmen to have ridden in Ingland, to ſlay or ſpulzie her majeſty's ſubjects.

My lords, I thought it right needful becauſe your lordſhips is, be your ſoverane, commanded to attend upon the queen's majeſty my miſtreſs, ſo having daily acceſs in thir matters, to declare upon the truth; humbly deſiring that your lordſhips will, for God's cauſe, certificate the queen your ſoverane the ſame.

As God lives, I have neither conſented, nor any wiſe had knowledge of ony Scottiſman's ryding in England, to do the ſubjects thereof hurt in bodies or goods, ſene the ſiege of Leith; and as I underſtand it ſhall be fund true, that gif ony ſic open hurt be done, it is by the queen my ſovereign's diſobedients, and that I have not ridden nor hurt no Scottiſhman, nor commanded any hurt to be done to them, ſen my coming from the queen's majeſty of England, it is well kend, for that never ane will complain of me.

I HAVE done more good to Crawfurdmure nor ever the earl of Murray has done, and will be loatheſt to do them any harm than he will. Except the queen's majeſty your ſovereign, command ſic falſe reports to be tryit, quhereof this is altogidder an inventit leaſing, her grace ſall be trublit, and tyne the hearts of true men

here, quhom of ſic report ſall be made, that baith would ſerve hir, and may, better than they unworthy liars.

My lords, I underſtand the queen's majeſty your ſovereign is not contented of this bruit, that there ſhould ony Frenchman come in this realm, with the duke of Chatterault. Truth it is, I am no manner of way the counſall of their cuming, nor has no ſic certainty thereof, as I hear by Borthwick's report from the queen's majeſty your ſovereign. And gif I might as well ſay it, as it is true indeed, her grace ſelf is all the wyitt, and the counſall that will never let her take order with my maiſtreſs cauſe. For that our ſovereign havand her majeſty's promiſe, be writing, of luff, friendſhip, and aſſiſtance giff need had ſo requirit, enterit that realm, upon the 16 day of May, ſen that time the queen's majeſty has commanded me diverſe times to declare ſhe would accept her cauſe, and do for her, and to put her in peaceable poſſeſſion of this realme, and when I required of her majeſty, in my maiſtreſs name, that her highneſs wold either do for her, (as her ſpecial truſt was ſhe wold) according to her former promiſes, or otherwiſe gif her counſal wold not conſent, (as I ſhow her grace I fand diverſe repugnant) then that ſhe would permit her to paſs in France, or to ſome other prince, to ſeek ſupport, or failing hereof, (quhilk was agains all reaſon) that ſhe would permit her to return in her awin countrie, in ſic ſempil manner as ſhe came out of it, and ſaid to her majeſty ane of thir, of her honour, would not be refuſit, ſecand that ſhe was comed in her realm upon her writings and promiſes of friendſhip. And ſiclike, I ſaid to her highneſs, gif my maiſtreſs had the like promiſe of her nobility and eſtates, as ſhe had of herſelf, I ſhould have reprovit them highly, gif thay had not condeſcendit to one of thir three, and ſo I ſay, and ſo I write, that in the warld it ſhall be maiſt reprehendable, gif this promiſe taketh not other good effect, nor yet it does. Notwithſtanding, I get gud anſwer of thir promiſes of friendſhip made to my ſovereign, and to put her grace in this her awin countrie peaceably, we have fund the contrary working by Mr. Middlemore, directit from her highneſs to ſtay the army that cuiſt down our houſes. And alſua, in the preceding of this late pretendit parliament, promiſed twenty days before the time to myſelf to have cauſed it been diſchargit. And yet contrary to this promiſe, have they made their pretendit manner of forfaulture of 31 men of guld reputation, biſhops, abbottis, and barronis obedient ſubjects to our ſovereign, only for her cauſe.

They have alſo diſponit, ſen our ſovereigns cauſe was taken upon hand be the queen's majeſty of that realm, an hundred thouſand pounds Scots worth of her awin true ſubjects geir, under the color of their law, groundit upon their falſe, treaſonable, ſtowin, authority.

The murders, the oppreſſions, the burnings, the raviſhing of women, the deſtruction of policy, both eccleſiaſtical and temporal, in this mean time, as in my former writings I ſaid it was lamentable to ony chriſtian man to hear of, except God gif grace, the profeſſion of the evangile of Jeſus Chriſt profeſſit be your prince, counſall and realme, be mair myndit, nor the auld inamity that has ſtand betwixt the realms, many of my countrymen will doubt in this article, and their proceedings puttis my ſelf in ſanct Thomas belief.

Now, my lords, gif the queen's majeſty of that realm, upon quhais promiſe and honour my maiſtreſs came there, as I have ſaid, will leave all the French writings, and French phraſes of writings, quhilks amongis them is over meikle on baith the ſides unfit, and plainly, according to the auld true cuſtom of Ingland and Scotland, quherein

quherein be a word promiſt truth was obſerved, promiſe, in the name of the eternal God, and upon the high honour of that nobill and princely blude of the kings of Ingland, quhereof ſhe is deſcendit, and preſently wears the diadem, that ſhe will put my maiſtreſs in her awin country, and cauſe her as queen thereof in her authority and ſtrength to be obeyit, and to do the ſame will appoint an certain day within two months, at the fartheſt, as we underſtand this to be our weill, ſua will we, or the maiſt part of us all, follow upon it, leaving the Frenchmen, and their evil French phraſes togidder. And therefore, and for the true perpetual friendſhip of that realm, will condition, and for our part, with the grace of Almighty God, keep ſic heads and conditions of agreement, as noble and wiſe men can condeſcend upon, for the weill of this haill iſland. As I have been partlings declaring to the queen your ſoverein, quhilk I ſhew to your lordſhips ſelfis, both in religion, in the puniſhment of the earl Bothwile, for the queen's laſt huſband's ſlaughter, and for a mutual band of amity perpetually to remain amangis us.

Doubtless, my lords, without that, we may find ſic time and friendful working, as may gif us occaſion baith to forgett Middlemore, and this late pretendit parliament, we will turn the leaf, leaving our ſovereign agains our will to reſt where ſhe is, under the promiſe of friendſhip. As I have baith ſaid, and will ever affirm, made be your ſovereign, quhilk was only cauſe of her graces coming in that realme, and ſeek the help and moyen of French, or Spaniſh, till expulſe this treaſonable and falſe pretendit authority, quhilk means to reign above us.

My lords, I deſire your lordſhips conſider, that it is he, that maiſt deſires the amity betwixt Ingland and Scotland to continue, and of a poor man beſt cauſe has, that writes this.

My brother, the laird of Skirling, ſchaws me, that in your lordſhips communing with him, it appearit to him, your mind was we ſhold ſuffer the earl of Murray to work, altho' it were agains reaſon to us, and complain thereof to the queen's majeſty, and her highneſs wald ſee it reformit. My lords, her majeſty will be over meikle troublit to reform the wranges we have ſuſtainit already. For I am ſure, gif reaſon and juſtice may have place, our maiſtreſs, and we her ſubjects, have received expreſs wrang, far above two hundred thouſand pounds ſterling, in the time of this unhappy government, ſeeing the reformation of ſa great cauſes, comes, now a days, ſo ſlowlie, and the ungodly law of oblivion in ſic matters ſo meikle practis'd, I think, nowther for the queen's honour, nor our weill, your lordſhips would ſua mean, nor that it is good to us to follow it. And that ye will give your ſovereign ſic advertiſement hereof, as your good wiſdoms ſhall find in this cauſe meet. It will be true and friendful working for us, indeed, and nowther French phraſes, nor boaſting, and finding little other effect, that will cauſe us to hold away the Frenchmen. This is plainly written, and I deſire your lordſhips plain anſwer, for in truth and plainneſs langeſt continues gud friendſhip, quhilk in this matter I pray God may lang continue, and have your lordſhips in his keeping. Off Drumfreis, the 3d day of September 1568.

Your lordſhips at my power
to command leifully

HERRIS.

Queen Mary to Q. Elizabeth.

MADAME ma bonne ſoeur. J'ay reſceu de vos lettres, d'une meſme date ; l'une, ou vous faites mention de l'excuſe de Monſr. de Murra pour tenir ſon pretendu parlement, qui me ſemble bien froid, pour obtenir plus de tollerance que je m'eſtois perſuadée n'avoir par voſtre promeſſe, quant a n'oſer donner commiſſion de venir ſans un parlement pour leur peu de nombre de nobleſſe alors, je vous reſpons, qu'ils n'ont que trois ou quatre d'avantage, qui euſſent auſſi bien dit leur opinion hors de parlement, qui n'a eſté tenu tant pour cette effect, mais pour faire ce qu'expreſſement nous avions requis eſtre empeſchés, qui eſt la forfalture de mes ſubjects pour m'avoir eſtés fidelles, ce que je m'aſſurois, juſques a hier, avoir eu en promeſſe de vous, par la lettre ecrite a mi lord Scrup e Maiſtre Knoleis vous induire a ire contre eulx, voire, a les enſayre reſentir ; toutefois je vois que je l'ay mal pris, j'en ſuis plus marrie, pour ce que ſur votre lettre qu'il me montrerent, et leur parole, je l'ay ſi divulguement aſſuray que pour vengeance que j'en deſiraſſe, ſi non mettre difference entre leur faux deportemens, et les miens ſinceres. Dans voſtre lettre auſſi datée du 10me d'Aouſt, vous metties ces mots. "I think your adverſe party, upon "my ſundry former advices, will hold no parliament, at all ; and if they do, it "ſhall be only in form of an aſſembly, to accord whom to ſend into this realm, "and in what ſort ; for otherwiſe, if they ſhall proceed in manner of a parliament, "with any act of judgement againſt any perſon, I ſhall not, in any wiſe, allow "thereof ; and if they ſhall be ſo overſeen, then you may think the ſame to be "of no other moment, than the former procedures ; and by ſuch their raſh manner of proceeding, they ſhall moſt prejudice themſelves ; and be aſſured to find "me ready to condemn them, in their doings." Sur quoy, j'ay contremandé mes ſerviteurs, les faiſant retirer, ſouffrant ſelon voſtre commandement d'etre fauſſement nommés traitres, par ceulx, qui le ſont de vray ; et encore d'etre provoques par eſcarmons dies, et par prinſes de mes gens et lettres, et au contraire vous etes informée que mes ſubjects ont evahis les voſtres, Madame qui a fait ce rapport n'eſt pas homme de bien, car laird Serford et ſon fils ſont et ont eſtes mes rebelles depuis le commencement ; enquirés vous, s'ils n'eſtoient a Donfris aveques eulx, j'avois offri reſpondre de ſa frontiere, ce qui me fut refuſé, ce qui m'endevroit aſſes deſcharger, neanmoins, pour vous faire preuve de ma fidelité, et de leur falſité, s'il vous me fayte donner le nom des coulpables, et me fortifier, je commanderay mes ſubjects les pourſuivre, ou ſi vous voules que ce ſoit les voſtres, les miens leur ayderont ; je vous prie m'en mander voſtre volonté, au reſte mes ſubjects fidelles ſeront reſponſables a tout ce que leur ſera mis ſu les contre vous, ni les voſtres, ni les rebelles, deſpuis que me conſeillates les faire retirer. Quant aux François, j'eſcrivis que l'on m'en fit nulle pourſuite, car j'eſperois tant en vous, que je n'en aurois beſoign,—je ne ſçeu ſi le dict aura en mes lettres mais, je vous jure devant Dieu que je ne ſçay choſe du monde de leur venue, que ce que m'en aves manday, ni n'en ai oui de France mot du monde, et ne le puis croire pour ceſt occaſion, et ſi ils ſi ſont, c'eſt ſans mon ſceu ni conſentement, Pourquoy je vous ſupplie ne me condamner ſans m'ouire, car je ſuis preſt de tenir tout ce que j'ay offert a Meſter Knoleis, et vous aſſure que voſtre amité, qu'il vous pleſt m'offrir, ſera reſcue avant toutes les choſes du monde, quant France ſervit la pour preſſer leur retour a ceſte condition, que prenies mes affaires en mein, en ſoeur, et bonne ami, comme ma Francé eſt en vous ; mais une choſe ſeule me rende confuſe, j'ay tant d'enemis qu'ont votre oreille, laquelle ne pouvant avoir par parolle, toutes mes actions vous ſont deſguiſées, et falſement raportees, par quoi

27 Aug. 1568. Cott. Lib. Cal. 1. an Original.

il

il m'eſt impoſſible de m'aſſurer de vous, pour les manteries qu'on vous a fait, pou deſtruire voſtre bonne volonté de moy; par quoy je deſirerois bien avoir ce bien vous faire entendre ma ſincere et bonne affection, laquelle je ne puis ſi bien deſcrire, que mes enemis a tort ne la decoloré. Ma bonne ſoeur, gagnes moy; envoyés moy querir, n'entrés en jalouſie pour faulx raports de celle qui me deſire que votre bonne grace; je me remettray ſur Meſter Knoleis a qui je me ſuis librement deſcouverte, et apres vous avoir baisée les mains, je prieray Dieu vous donner en ſanté, longue et heureuſe vie. De Boton, ou je vous promets, je n'eſpere partir, qu'aveques voſtre bonne grace, quoyque les menteurs mentent. Ce 26 d' Aouſt.

No. XV. [Vol. II. p. 68. line 9.]

Letter of Walſingham's to Randolph, Feb. 3, 1580-1.

SIR,

Cott. Lib. Calig. C. 6.

I HAVE received from my lord lieutenant the copy of your letter of the 25th of the laſt directed unto his lordſhip, containing a report of your negotiation with the king and his council, in your ſecond audience, wherewith having made her majeſty acquainted, ſhe ſeemed ſomewhat to *miſlike*, that you ſhould ſo long *defer to deal for the enlargement of* Empedocles. But I made anſwer in your behalf, that I thought you were directed by the advice of the ſaid Empedocles *friends*, in the ſolliciting of that cauſe, who knew what time was fitteſt for you to take to deal therein, with moſt effect, and beſt ſucceſs, with which anſwer, her majeſty did in the end reſt very well ſatisfied, touching that point.

YOUR putting of us in hope that D'aubigny might eaſily be won at her majeſty's devotion, was at firſt interpreted to have been ironie ſpoke by you. But ſince it ſeemeth you inſiſt upon it, I could wiſh you were otherwiſe perſuaded of the man, or at leaſt kept that opinion to yourſelf, for conſidering the end and purpoſe of his coming into Scotland, as may be many ways ſufficiently proved, was only to advance the queen's liberty, and reception into that government, to overthrow religion, and to procure a foreign match with Villenarius, wherein the incloſed copy, which you may uſe to good purpoſe there, ſhall partly give you ſome light; there is no man here can be perſuaded that he will change his purpoſe, for ſo ſmall advantage, as he is likely to find by it, and therefore you ſhall do well to forbear to harp any more upon that ſtring, as I have already written to you. The prince of Orange ſending, I fear will not be in time that it may do any good; for beſides that theſe people are in themſelves ſlow in their reſolutions, their own affairs are, at preſent, ſo great, their ſtate ſo confuſed, and the prince's authority ſo ſmall, that he cannot ſo ſoon take order in it; and yet for mine own part, I have not been negligent or careleſs in the matter, having, more than three weeks paſt, ſent one about it, from whom nevertheleſs I do yet hear nothing. The letters, you deſire ſhould be written thither by the French miniſters, I have given order to Mr. Killingrew to procure, who, I doubt not, will careſully perform it, ſo that, I hope, I ſhall have them to ſend you by the next. And ſo I commit you to God. At Whitehall the third of February 1580.

Your very loving couſin and ſervant,

FRA. WALSINGHAM.

This letter is an original, and in ſome parts of it wrote in cyphers and explained by another hand. By Empedocles is underſtood Morton, by Villenarius the king of Scots, D'Aubigney is marked thus o—¹—o.

3 Feb. 1580.

Sundry Notes gathered upon good diligence given, and in time to be better manifeſted, being now thought meet to be in convenient ſort uſed, and laid againſt D'Aubigny, to prove him abuſing the king, the nobility, and that ſtate.

FIRST, it hath been informed, by credible means, that D'Aubigny was privy and acquainted with La Navè the king's mother's ſecretary, coming into Scotland, and of his errand there, tending chiefly to perſuade the king, to think and eſteem it an evil preſident for princes, that ſubjects might have power to deprive their lawful ſovereigns, as they did his mother, who was not minded, by any mean, to defeat him, either of the preſent government of that realm, or yet of the poſſeſſion of the crown and inheritance thereof, but rather to aſſure the ſame to him; and that for the accompliſhment of that aſſurance, the king ſhould have been adviſed and drawn to have governed, for ſome ſhort time, as prince, calling D'Aubigny to rule as governor of the prince, by commiſſion from the queen his mother, untill the king's enemies were ſuppreſſed; after which time, D'Aubigny ſhould have power given to eſtabliſh and reſign that kingdom to the king, by his mother's voluntary conſent, whereby all ſuch, as had before been in action againſt the queen or her authority, might be brought to ſtand in the king's mercy. And for that the king might live in more ſurety, D'Aubigny ſhould be declared both ſecond perſon in ſucceſſion of that crown, and alſo lieutenant-general of Scotland, and that D'Aubigny, before his departure out of France, received commiſſion from the king's mother to the effects remembred, or near the ſame. That in this behalf he had conference with the biſhops of Glaſgow, and Roſs, and with Sir James Baford, with which perſons, and with the Duke of Guiſe, he had and hath frequent intelligence, and by Sir James Baford he was adviſed to confer with the Lord John Hamilton before his repair into Scotland, whereunto he agreed, and yet afterwards he ſent one John Hamilton to the ſaid Lord John to excuſe him in this part, alledging, that he did forbear to come to him, leſt thereby he ſhould marr or hinder greater effects to be executed by him in Scotland. Cott. Lib. Calig. C. 6. An Original.

THAT before his coming into that realm, the nobility and country were well quieted and united in good concord, with great love betwixt the king and nobility, and amongſt the nobleſſe, but he hath both drawn the king againſt ſundry of the chiefeſt of his nobility, that have been moſt ready and have expended their blood and poſſeſſions to preſerve religion, and defend the king's perſon, his goverment and eſtate, and alſo hath given occaſions of great ſuſpicions and offence to be engendered betwixt the king and his nobility, and eſpecially with ſuch as have been in action againſt the king's mother, and her authority, who by force and means of the ſaid commiſſion and practice, ſhould have been brought into moſt dangerous condition; and who alſo may find themſelves in no ſmall perril, whiles he poſſeſſes the king's ear, abuſeth his preſence, and holdeth ſuch of the principal keys and ports of his realme, as he preſently enjoyeth.

THAT he hath drawn the king, not only to forget the great benefits done to him and his realm, by the queen's majeſty of England, but alſo to requite the ſame with ſundry ſigns of great unthankfulneſs, and wounding therewith the honour of her majeſty, and thereby hath adventured to ſhake the happy amity long time continued betwixt thoſe princes.

AND whereas theſe griefs were to be repaired by gentle letters and good offers, to have paſſed, and been done betwixt them: In which reſpect, the king and council having reſolved to write to her majeſty, for her highneſs' better ſatisfaction in the late negotiation of Mr. Alexander Hume of Northberwick, had given order to the king's ſecretary to frame that letter: He minding to break the bond of amity in ſunder, willed the ſecretary to be ſure that nothing ſhould be inſerted in that letter, whereby the king ſhould crave any thing at her hands, ſeeking thereby to cut off all loving courteſies betwixt them, as by the declaration of the ſaid ſecretary may be better learned, and thereupon further approved.

THAT under the hope and encouragement of D'Aubigny's protection, Alexander King preſumed with that boldneſs to make his lewd harangue, and by his means hath hitherto eſcaped chaſtiſement and correction, due for his offence.

THAT Sir James Baford, condemned of the ſlaughter of the king's father, hath been called into the realm by Lennox, without the privity of the king. And whereas the ſaid Sir James found in a green velvet deſk, late the earl of Bothwell's and ſaw, and had in his hands the principal band of the conſpirators in that murder, and can beſt declare and witneſs who were authors and executors of the ſame; he is drawn by Lennox to ſuppreſs the truth, and to accuſe ſuch as he himſelf knoweth to be innocent; and as by order of law, will be ſo found, if they may have due trial, which, contrary to all juſtice, is by Lennox means denied.

This is the charge againſt D' Aubigny, mentioned in the foregoing letter by Walſingham; but by Baford they mean Sir James Balfour.

No. XVI. [Vol. II. p. 102, line 18.]

The Scottiſh queen's offers upon the effect of her liberty propounded by her ſecretary Naw, November 1584.

Cott. Lib. Calig. C. 8. A copy.

THE queen my miſtreſs being once well aſſured of your majeſty's amity,

1. WILL declare openly that ſhe will (as it is ſincerely her meaning) ſtraitly to join unto your Majeſty, and to the ſame to yield and bear the chief honour and reſpect, before all other kings and princes in Chriſtendom.

2. SHE will ſwear, and proteſt ſolemnly, a ſincere forgetfullneſs of all wrongs which ſhe may pretend to have been done unto her in this realm, and will never, in any ſort or manner whatſoever, ſhew offence for the ſame.

3. SHE will avow and acknowledge, as well in her own particular name, as alſo for her heirs and others deſcending of her for ever, your majeſty for juſt, true, and lawful queen of England.

4. AND

4. And conſequently, will renounce, as well for herſelf, as for her ſaid heirs, all rights and pretences which ſhe may claim to the crown of England, during your majeſty's life, and other prejudice.

5. She will revoke all acts and ſhews, by her heretofore made, of pretence to this ſaid crown, to the prejudice of your majeſty, as may be the taking of the arms and ſtile of queen of England, by the commandment of king Francis her late lord and huſband.

6. She will renounce the pope's bull, for ſo much as may be expounded to turn in her favour, and for her behoof, touching the deprivation of your majeſty, and will declare that ſhe will never help and ſerve herſelf with it.

7. She will not proſecute, during your majeſty's life, by open force or otherways, any publick declaration of her right in the ſucceſſion of this realm, ſo as ſecret aſſurance be given unto her, or at the leaſt publick promiſe, that no deciding thereof ſhall be made in the prejudice of her, or of the king her ſon, during your majeſty's life, nor after your deceaſe, untill ſuch time as they have been heard thereupon, in publick, free, and general aſſembly of the parliament of the ſaid realm.

8. She will not practice, directly or indirectly, with any of your majeſty's ſubjects, neither within nor out of your realm, any thing tending to war, civil or foreign, againſt your majeſty and your eſtate, be it under pretext of religion, or for civil and politick government.

9. She will not maintain or ſupport any of your ſubjects declared rebels, and convicted of treaſon againſt you.

10. She will enter into the aſſociation, which was ſhewed her at Wingfield for the ſurety of your majeſty's life, ſo as there be mended or right expricated ſome clauſes, which I will ſhew to your majeſty, when I ſhall have the copy thereof, as I have before time required.

11. She will not treat with foreign kings and princes, for any war or trouble againſt this ſtate, and will renounce, from this time, all enterpriſes made or to be made in her favour for that reſpect.

12. Furthermore, this realm being aſſailed by any civil or foreign war, ſhe will take part with your majeſty, and will aſſiſt you in your defence with all her forces and means, depending of herſelf, and with all her friends of Chriſtendom.

13. And to that effect, for the mutual defence and maintenance of your majeſty, and the two realms of this iſle, ſhe will enter with your majeſty in a league defenſive, as ſhall be more particularly adviſed, and will perſwade as much as in her, the king her ſon to do the like. The leagues with all parts abroad remaining firm, and eſpecially the antient league between France and Scotland, in that which ſhall not be againſt this preſent.

14. She will enter into a league offenſive, having good aſſurance, or ſecret declaration and acknowledgment of her right in the ſucceſſion of this crown, and promiſe, that happening any breach betwixt France and this realm, (which ſhe prayeth God never to happen) the juſt value of her dowry ſhall be placed for her in lands of the revenue of the crown.

15. For aſſurance of her promiſes and covenants, ſhe doth offer to abide herſelf in this realm for a certain time, (better hoſtage can ſhe not give than her own perſon) which, ſo as ſhe be kept in the liberty here before propounded, is not in caſe to eſcape ſecretly out of this country in the ſickly ſtate ſhe is in, and with the good order which your majeſty can take therein.

16. And in caſe your majeſty do agree to her full and whole deliverance, to retire herſelf at her will out of this realm, the ſaid queen of Scots ſhe will give ſufficient hoſtage for ſuch time as will be adviſed.

17. If ſhe abide in this realm, ſhe will promiſe not to depart out of it, without your licence, ſo as it be promiſed unto her that her ſtate, in ſuch liberty as ſhall be accorded unto her, ſhall not be in any ſort altered, untill after tryal to have attempted againſt your life, or other trouble of your eſtate.

18. If ſhe go into Scotland, ſhe will promiſe to alter nothing there in the religion which is now uſed there, ſhe being ſuffered to have free exerciſe of hers, for her and her houſhold, as it was at her return out of France; and further, to pull out every root of new diviſion between the ſubjects, that none of the ſubjects of Scotland ſhall be ſifted for his conſcience, nor conſtrained to go to the ſervice of the contrary religion.

19. She will grant a general abolition of all offences done againſt her in Scotland, and things ſhall remain there as they are at this preſent, for that reſpect, ſaving that which hath been done againſt her honour, which ſhe meaneth to have revoked and annulled.

20. She will travel to ſettle a ſure and general reconciliation between the nobility of the country, and to cauſe to be appointed about the king her ſon, and in his council, ſuch as ſhall be fit for the entertainment of the peace and quiet of the country, and the amity of the realm.

21. She will do her beſt to content your majeſty, in favour of the Scots lords baniſhed, and refuged hither, upon their due ſubmiſſion to their princes, and your majeſty's promiſe to aſſiſt the ſaid queen and king of Scotland againſt then, if they happen to fall into their former faults.

22. She will proceed to the marriage of the king her ſon, with the advice and good counſel of your majeſty.

23. As ſhe will paſs nothing without the king her ſon, ſo doth ſhe deſire that he intervene conjointly with her in this treaty, for the greater and perfecter aſſurance thereof; for otherwiſe any thing can hardly be eſtabliſhed to be ſound and continue.

24. The ſaid Scotch queen truſteth, that the French king her good brother, according to the good affection which he hath always ſhewed her, and hath been afreſh teſtified unto me by Monſr. de Manniſſiere for this ſaid treaty, will very willingly intervene, and will aſſiſt her for the ſurety of her promiſes.

25. And ſo will the princes of the houſe of Lorrain, following the will of the ſaid king, will bind themſelves thereunto.

26. For other kings and princes of Chriſtendom, ſhe will aſſay to obtain the like of them, if for greater ſolemnity and approbation of the treaty it be found to be neceſſary.

27. She doth deſire a ſpeedy anſwer, and final concluſion of the premiſſes, to the end to meet in time with all inconveniencies.

28. And in the mean time, the more to ſtrengthen the ſaid treaty, as made by her of a pure and frank will, ſhe deſireth that demonſtration be made of ſome releaſement of her captivity.

Objections againſt the Scottiſh queen, under ſecretary Walſinghame's hand, November 1584.

THE queen of Scots is ambitious, and ſtandeth ill affected to her majeſty, and therefore it cannot be but that her liberty ſhould bring peril unto her majeſty.

THAT her enlargement will give comfort to papiſts, and other ill affected ſubjects, and greatly advance the opinion had of her title as ſucceſſor.

THAT as long as ſhe ſhall be continued in her majeſty's poſſeſſion, ſhe may ſerve as it were a gage of her majeſty's ſurety, for that her friends, for fear of the danger, ſhe may be thrown into, in caſe any thing ſhould be done in her favour, dare not attempt any thing in the offence of her majeſty.

November 1584. What courſe were fit to be taken with the queen of Scots, either to be enlarged or not.

THE courſe to be taken with the ſaid queen may be conſidered of in three degrees; either, Cott. Lib. Cal. 8.

1. To continue her under cuſtody in that ſtate ſhe now is.
2. To reſtrain her of the preſent liberty ſhe now hath.
3. OR to ſet her at liberty upon caution.

1. TOUCHING the firſt, to continue her under cuſtody under that ſtate ſhe now is; it is to be conſidered, that the princes that favour that queen, upon the complaint ſhe maketh of hard uſage, are greatly moved with commiſeration towards her, and promiſe to do their endeavour for her liberty, for which purpoſe, her miniſters ſollicit them daily.

AND to move them the more to pity her caſe, ſhe acquainteth them with her offers made to her majeſty, which appeared to be no leſs profitable than reaſonable for her majeſty, ſo as the refuſal and rejecting giveth her friends and favourers cauſe to think her hardly dealt withal, and therefore may, with the better ground and reaſon, attempt ſomewhat for the ſetting of her at liberty.

IT is alſo likely that the ſaid queen, upon this refuſal, finding her caſe deſperate, will continue her practice under hand, both at home and abroad, not only for her delivery, but to attain to the preſent poſſeſſion of this crown upon her pretended title, as ſhe hath hitherto done, as appeareth, and is moſt manifeſt by letters and plots intercepted, and chiefly by that late alteration of Scotland, which hath proceeded altogether by her direction, whereby a gap is laid open for the malice of all her majeſty's enemies, ſo as it appeareth that this manner of keeping her, with ſuch number of perſons as ſhe now hath, and with liberty to write and receive letters, (being duly conſidered) is offenſive to the princes, the ſaid queen's friends; rather chargeable, than profitable to her majeſty; and ſubject to all ſuch practices as may peril her majeſty's perſon or ſtate, without any proviſion for her majeſty's ſafety, and therefore no way to be liked of.

2. TOUCHING the ſecond, to reſtrain her in a more ſtraighter degree of the liberty ſhe hath hitherto enjoyed.

IT may, at firſt ſight, be thought a remedy very apt to ſtop the courſe of the dangerous practices foſtered heretofore by her: For, true it is, that this remedy might prove very profitable, if the realm of Scotland ſtood in that ſort devoted to her majeſty, as few years paſt it did; and if the king of that realm were not likely, as well for the releaſe of his mother, as for the advancement of both their pretended title, to attempt ſomewhat againſt this realm and her majeſty, wherein he ſhould neither lack foreign aſſiſtance, nor a party here within this realm: But the king and that realm ſtanding affected as they do, this reſtraint, inſtead of remedying, is likely to breed theſe inconveniencies following:

FIRST, It will increaſe the offence both in him, and in the reſt of the princes her friends that miſliked of her reſtraint.

SECONDLY, It will give them juſt cauſe to take ſome way of redreſs.

LASTLY, It is to be doubted, that it may provoke ſome deſperate ill diſpoſed perſon, all hope of her liberty removed, to attempt ſomewhat againſt her majeſty's own perſon, (a matter above all others to be weighed) which inconveniency being duly conſidered, it will appear manifeſtly, that the reſtraint, in a ſtraighter degree, is likely to prove a remedy ſubject to very hard events.

THE latter degree, whether 'twere fit to ſet the ſaid queen at liberty, miniſtreth ſome cauſe of doubt, touching the manner of the liberty, in what ſort the ſame is to be performed, whether to be continued here within the realm, or to be reſtored into her own country.

BUT firſt, this propoſition, before the particularities be weighed, is to be conſidered in generality.

FOR it is very hard for a well affected ſubject, that tendreth her majeſty's ſurety, and weigheth either the nature of the Scottiſh queen, being inclined to ambition and revenge, or her former actions, what practices ſhe hath ſet on foot moſt dangerous for her majeſty and this realm, to allow of her liberty, being not made acquainted with ſuch cauſes, as time hath wrought, to make it leſs perilous than it hath been, nor with ſuch cautions as may, in ſome ſort, be deviſed to prevent both her ambition and malice; and therefore to make this apparent,

IT is to be conſidered, that the danger that was in the mother, is now grown to be in the ſon. He pretendeth the ſame title ſhe doth: Such as do affect her, both at home and abroad, do affect him; (and he is the more dangerous for that he is unmarried, which may greatly advance his fortune; and that he is a man, whereby he may enter into action in his own perſon) where ſhe is reſtrained, he is at liberty; his own realm is now altogether at his devotion, and the party affected to this crown abaſed; ſo as the matter duly conſidered, neither her liberty nor reſtraint doth greatly alter the caſe for perils towards her majeſty, unleſs by ſuch promiſes as may be made by way of treaty with her, the danger likely to grow from the king her ſon be provided for.

BUT in this behalf it may be objected, that ſo long as the mother remains in her majeſty's hands, the king will attempt nothing for fear of his mother's peril.

To this objection it may be anſwered, firſt, That they hope that her majeſty, being a prince of juſtice, and inclined to mercy, will not puniſh the mother for the ſon's offence, unleſs ſhe ſhall be found, by good proof, culpable. Secondarily, That men will not be over-haſty, conſidering in what predicament the king ſtandeth touching his expectation of this crown, to adviſe any thing that in time future may be dangerous to the giver of ſuch council as may reach to his mother's peril.

And laſtly, the taking away of his mother, he being ſtrong in the field through both foreign aſſiſtance, and a party here within the realm, will appear ſo weak a remedy, (which may rather exaſperate both him, and her party, to proceed with more courage and heat to revenge, if any ſuch hard meaſure ſhould be offered unto her) as they will ſuppoſe for the reaſon above ſpecified, that no ſuch extremity will be uſed.

It may alſo be objected, that the ſetting of her at liberty will greatly encourage the papiſts both at home and abroad; but herein, if the proviſion be duly conſidered, that may be made by parliament both here and there, they ſhall rather find cauſe of diſcomfort than otherwiſe.

These two doubts being reſolved, and the perils that was in the mother appearing moſt manifeſtly to be ſeen in the ſon accompanied with more danger, with due conſideration had alſo of ſuch remedies as may be provided for the preventing of the dangers, that her liberty may miniſter juſt cauſe to doubt of; there will be good cauſe of hope found, that the ſame will rather breed benefit than perils.

Now it reſteth, in what ſort the ſaid liberty ſhall be performed; if it ſhall be thought meet ſhe ſhall be continued within the realm with ſome limitation, eſpecially in that place where ſhe now reſideth, the country round about being ſo infected in religion as it is, it is greatly to be doubted that will very much increaſe the corruption, and falling away in that behalf. Beſides ſhe ſhould have commodity, with much more eaſe, and ſpeed, to entertain practices within this realm, than by being in her own country.

If abroad freely without limitation either in Scotland or France, then ſhall her majeſty loſe the gages of her ſafety, then ſhall ſhe be at hand to give advice in furtherance of ſuch practices, as have been laid for to ſtir trouble in this realm, wherein ſhe hath been a principal party.

For the firſt, it is anſwered before, that the reſpect of any perils that may befal unto her, will in no ſort reſtrain her ſon. For the other, if it be conſidered what harm her advice will work unto herſelf, in reſpect of the violation of the treaty, and the proviſion that may be made in parliament here, it is to be thought, that ſhe will then be well adviſed, before ſhe attempt any ſuch matter, which now ſhe may do without perill. Beſides ſuch princes, as have interpoſed their faith and promiſe for her, cannot with honour aſſiſt her, wherein the French King will not be found very forward, who, in moſt friendly ſort, hath lately rejected all ſuch requeſts, propounded either by her, or her ſon's miniſters, that might any way offend her majeſty. And ſo to conclude, ſeeing the cauſe of her grief ſhall be taken away; the French king gratified, who is a mediator for her, and will miſlike, that, by any Spaniſh practice, ſhe ſhould be drawn to violate her faith; that the reſt of the princes ſhall have no juſt cauſe of offence, but rather to think honourably of her majeſty, conſidering the Scottiſh queen's carriage towards her, which hath deſerved no way any ſuch favour; the noblemen of Scotland ſhall be reſtored, who will be a good ſtay of ſuch counſells as may tend to the troubling of this realm, eſpecially having ſo good a ground of warrant as the parliament to ſtand unto; the charges and perrills which her practices might have bred to this realm ſhall be avoided; and laſtly, the hope of the papiſts ſhall be taken away, by ſuch good proviſions, as in both the realms may be made, whereby the perils that might fall into her majeſty's own perſon, (a matter of all others to be weighed) ſhall be avoided, when by the change that may grow by any ſuch wicked and ungodly practice, they ſhall ſee their caſe no way relieved in point of religion.

Reaſons to induce her majeſty to proceed in the treaty under Secretary Walſingham's hand.

Cott. Lib. Calig. C. 8.

THAT ſuch plots as have of late years been deviſed (tending to the raiſing of trouble within this realm) have grown from the Scots queen's miniſters and favourers, not without her allowance and ſeeking: Or,

THAT the means uſed by the ſaid miniſters, to induce princes to give ear to the ſaid plots, is principally grounded upon ſome commiſeration had of her reſtraint.

THAT the ſtay, why the ſaid plots have not been put in execution, hath proceeded, for that the ſaid princes have, for the moſt part, been entertained with home and domeſtick troubles.

THAT it is greatly to be doubted, that now their realms begin to be quiet, that ſomewhat will be attempted in her favours by the ſaid princes.

THAT it is alſo to be doubted, that ſomewhat may be attempted by ſome of her fautors is an extraordinary ſort, to the perrill of her majeſty.

THAT for the preſervation thereof, it ſhall be convenient for her majeſty to proceed to the finiſhing of the treaty, not long ſithence begun between her and the ſaid queen.

No. XVII. [Vol. II. p. 128. l. 4.]

A letter from St. Amias Pawlet.

SIR,

Origin. Cal. C. 9.

I Did forbear according to your direction ſignified in your letters of the 4th of this preſent, to proceed to the execution of the contents of Mr. Waades letters unto you, for the diſperſing of this lady's unneceſſary ſervants, and for the ſeaſing of her money, wherein I was bold to write unto you my ſimple opinion, (although in vain as it now falleth out) by my letters of the 7th of this inſtant, which I doubt not are with you before this time; but upon the receipt of your letters of the 5th, which came not unto my hands until the 8th in the evening, by reaſon as did appear by indorſement, that they had been miſtaken, and were ſent back to Windſor, after they were entered into the way towards me, I conſidered, that being accompanied only with my own ſervants, it might be thought that they would be intreated to ſay as I would command them, and therefore I thought good, for my better diſcharge in theſe money matters, to crave the aſſiſtance of Mr. Richard Bagott, who repairing unto me the next morning, we had acceſs to this queen, whom we found in her bed, troubled after the old manner with a defluxion, which was fallen down into the ſide of her neck, and had bereft her of the uſe of one of her hands, unto whom I declared, that upon occaſion of her former practiſes, doubting leſt ſhe would perſiſt therein by corrupting underhand ſome bad members of this ſtate, I was expreſly commanded to take her money into my hands, and to reſt anſwerable for it, when it ſhall be required; adviſing her to deliver the ſaid money unto me with quietneſs. After many denials, many exclamations, and many bitter words againſt you, (I ſay nothing of her railing againſt myſelf) with flat affirmation that her majeſty might have her body, but her heart ſhe ſhould never have, refuſing

to deliver the key of the cabinet, I called my ſervants, and ſent for barrs to break open the door, whereupon ſhe yielded, and cauſing the door to be opened, I found there in the coffers mentioned in Mr. Waade's remembrance, five rolls of canvaſs, containing five thouſand French crowns, and two leather bags, whereof the one had, in gold, one hundred and four pounds two ſhillings, and the other had three pounds in ſilver, which bag of ſilver was left with her, affirming that ſhe had no more money in this houſe, and that ſhe was indebted to her ſervants for their wages. Mr. Waades note maketh mention of 3 rolls left in Curle's chamber, wherein, no doubt, he was miſreckoned, which is evident as well by the teſtimonies and oaths of diverſe perſons, as alſo by probable conjectures; ſo as in truth we found only two rolls, every of which containeth one thouſand crowns, which was this queen's guifte to Curle's wife at her marriage. There is found in Naw's chamber, in a cabinet, a chain worth by eſtimation one hundred pounds, and in money, in one bag nine hundred pounds, in a ſecond bag two hundred fourſcore and ſix pounds eighteen ſhillings. All the foreſaid parcells of money are beſtowed in bags, and ſealed by Mr. Richard Bagot, ſaving five hundred pounds of Naw's money, which I reſerve in my hands, for the uſe of this houſhold, and may be repayed at London, where her majeſty ſhall appoint out of the money, received lately by one of my ſervants, out of the Exchequer. I feared leſt the people might have diſperſed this money in all this time, or have hidden the ſame in ſome ſecret corners, for doubt whereof, I had cauſed all this queen's family, from the higheſt to the loweſt, to be guarded in the ſeveral places where I found them, ſo as yff I had not found the money, with quietneſs, I had been forced to have ſearched firſt all their lodgings, and then their own perſons. I thank God with all my heart, as for a ſingular bleſſing, that that falleth out ſo well, fearing leſt a contrary ſucceſs might have moved ſome hard conceits in her majeſty.

Curle can tell you the truth of this matter.

TOUCHING the diſperſing of this queen's ſervants, I truſt I have done ſo much, as may ſuffice to ſatisfy her majeſty for the time, wherein I could not take any abſolute courſe, until I heard again from you, partly becauſe her majeſty, by Mr. Waade's letter, doth refer to your conſideration to return ſuch as ſhall be diſcharged to their ſeveral dwellings and countries, wherein, as it ſeemeth, you have forgotten to deliver your opinion; partly, for that as yet, I have received no anſwer from you, of your reſolution, upon the view of the Scottiſh family ſent unto you, what perſons you will appoint to be diſmiſt; only this I have done, I have beſtowed all ſuch, as are mentioned in this bill incloſed, in three or four ſeveral rooms, as the ſame may ſuffice to contain them, and that their meat and drink ſhall be brought unto them by my ſervants. It may pleaſe you, to advertiſe me by your next letters, in what ſort, and for what courſe, I ſhall make their paſſports, as alſo, if they ſhall ſay that they are unpaid of their wages, what I ſhall do therein. Yt is ſaid that they have been accuſtomed to be paid of their wages at Chriſtmas, for the whole year. Her majeſty's charge will be ſomewhat diminiſhed by the departure of this people, and my charge, by this occaſion, will be the more eaſy. But the perſons, all ſave Baſtian, are ſuch ſilly and ſimple ſouls, as there was no great cauſe to fear their practices, and upon this ground, I was of opinion, in my former letters, that all this diſmiſſed train ſhould have followed their miſtreſs, until the next remove, and there to have been diſcharged upon the ſudden, for doubt that the ſaid remove might be delayed, yf ſhe did fear, or expect any hard meaſure.

This lady hath good ſtore of money at preſent in the French Ambaſſador's hands.

OTHERS ſhall excuſe their fooliſh pity as they may; but for my part, I renunce my part of the joys of heaven, yf in any thing that I have ſaid, written, or done, I have had any other reſpect than the furtherance of her majeſty's ſervice; and ſo I ſhall moſt earneſtly pray you to affirm for me, as likewiſe for the not ſeaſing of the money by Mr. Manners, the other commiſſioners and myſelf. I truſt Mr. Waade hath anſwered, in all humble duties, for the whole company, that no one of us did ſo much as think that our commiſſion reaching only to the papers, we might be bold to touch the money, ſo as there was no ſpeech of that all to my knowledge, and as you know I was no commiſſioner in this ſearch, but had my hands full at Tyxhall, diſcreet ſervants are not haſtily to deal in great matters, without warrant, and eſpecially where the cauſe is ſuch as the delay of it carrieth no danger.

YOUR advertiſement of that happy remove hath been greatly comfortable unto me. I will not ſay, in reſpect of myſelf, becauſe my private intereſt hath no meaſure of compariſon with her majeſty's ſafety, and with the quiet of this realm. God grant a happy and ſpeedy yſſue to theſe good and godly counſels; and ſo I commit you to his merciful protection. From Chartley the 10th of September 1586.

No. XV. (Vol. II. p. 149. line 17.)

Copy of a letter from the earls of Shrewſbury and Kent, &c. touching their proceedings with regard to the death of the Scottiſh queen, to her majeſty's council.

IT may pleaſe your hon^ble good lordſhips to be advertiſed, that, on Saturday the 4th of this preſent, I Robert Beale came to the houſe of me the earl of Kent in the county of——to whom your lordſhip's letter and meſſage was delivered, and her majeſty's commiſſion ſhewn; whereupon I the earl forthwith ſent precepts for the ſtaying of ſuch hues and cries as had troubled the country, requiring the officers to make ſtay of all ſuch perſons, as ſhould bring any ſuch warrants without names, as before had been done, and to bring them to the next juſtice of peace, to the intent that upon their examination, the occaſion and cauſes of ſuch ſeditious bruites might be bolted out and known. It was alſo reſolved that I the ſaid earl of Kent ſhould on the Monday following, come to Lylford to Mr. Elmes, to be the nearer and readier to confer with my lord of Shrewſbury. Sonday at night, I Robert Beale came to Fotheringay, where after the communicating the commiſſion, &c. unto us ſir Amice Pawlet and ſir Drue Drury, by reaſon that ſir A. Pawlet was but late recovered and not able to repair to the earl of Shrewſbury, being than at Orton ſix miles of; it was thought good that we ſir Drue Drury and Robert Beale ſhould go unto him, which we did on morning; and together with the delivery of her majeſty's commiſſion, and your lordſhip's letter, imparted unto him what both the earl of Kent and we thought meet to be done in the cauſe, praying his lordſhip hither the day following, to confer with me the ſaid earl, concerning the ſame; which his lordſhip promiſed. And for the better colouring of the matter, I the ſaid earl of Shrewſbury ſent to Mr. Beale, a juſtice of peace of the county of Huntingdon next adjoining, to whom I communicated that warrant, which Robert Beale had under your lor:ſhips hands, for the ſtaying of the hues and cries, requiring him to give notice thereof to the town of Peterborough, and eſpecially unto the juſtices of peace

of Huntingdonſhire, and to cauſe the purſuers and bringers of ſuch warrants to be ſtayed, and brought to the next juſtice of peace; and to bring us word to Fotheringay caſtle on Wedneſday morning what he had done, and what he ſhould in the mean time underſtand of the authors of ſuch bruites. Which like order, I alſo ſir Amias Pawlet had taken on Monday morning in this town, and other places adjoining. The ſame night, the ſheriff of the county of Northampton upon the receit of your lordſhip's letter came to Arundel, and letters were ſent to me the earl of Kent of the earl of Shrewſbury's intention and meeting here on Tueſday by noon; and other letters were alſo ſent with their lordſhips aſſents to ſir Edward Montague, ſir Richard Knightly, Mr. Tho. Brudenell, &c. to be here on Wedneſday by eight of the clock in the morning, at which time it was thought meet that the execution ſhould be. So upon Tueſday, we the earls came hither, where the ſheriff met us; and upon conference between us it was reſolved, that the care for the ſending for the ſurgeons, and other neceſſary proviſion ſhould be committed unto him againſt the time. And we forthwith repaired unto her, and firſt in the preſence of herſelf and her folks, to the intent that they might ſee and report hereafter that ſhe was not otherwiſe proceeded with than according to law, and the form of the ſtatute made in the 27th year of her majeſty's reign, it was thought convenient that her majeſty's commiſſion ſhould be read unto her, and afterwards ſhe was by ſundry ſpeeches willed to prepare herſelf againſt the next morning. She was alſo put in remembrance of her fault, the honourable manner of proceeding with her, and the neceſſity that was impoſed upon her majeſty to proceed to execution, for that otherwiſe it was found that they could not both ſtand together; and however, ſithence the lord Buckhurſt's his being here new conſpiracys were attempted, and ſo would be ſtill; wherefore ſince ſhe had now a good while ſince warning, by the ſaid lord and Robert Beale, to think upon and prepare herſelf to die, we doubted not but that ſhe was, before this, ſettled, and therefore would accept this meſſage in good part. And to the effect that no chriſtian duty might be ſaid to be omitted, that might be for her comfort, and tend to the ſalvation both of her body and ſoul in the world to come, we offered unto her that if it would pleaſe her to confer with the biſhop and dean of Peterborough, ſhe might; which dean, we had, for that purpoſe, appointed to be lodged within one mile of that place. Hereto ſhe replied, croſſing herſelf in the name of the Father, the Son, and the Holy Ghoſt, ſaying that ſhe was ready to die in the catholic Roman faith, which her anceſtors had profeſſed, from which ſhe would not be removed. And albeit we uſed many perſuaſions to the contrary, yet we prevailed nothing; and therefore, when ſhe demanded the admittance of her prieſt, we utterly denied that unto her. Hereupon, ſhe demanded to underſtand what anſwer we had touching her former petition to her majeſty, concerning her papers of accounts, and the beſtowing of her body. To the firſt we had none other anſwer to make, but that we thought if they were not ſent before, the ſame might be in Mr. Wade's cuſtody, who was now in France, and ſeeing her papers could not any wiſe pleaſure her majeſty, we doubted not but that the ſame would be delivered unto ſuch as ſhe ſhould appoint. For, for our own parts, we undoubtedly thought that her majeſty would not make any profit of her things, and therefore (in our opinions) ſhe might ſet down what ſhe would have done, and the ſame ſhould be imparted unto her majeſty, of whom both ſhe and others might expect all courteſy. Touching her body, we knew not her majeſty's pleaſure, and therefore could neither ſay that her petition ſhould be deny'd, or grant-

ed. For the practice of Babington, ſhe utterly denied it, and would have inferred it, that her death was for her religion; whereunto it was eftſoons by us replied, that for many years ſhe was not touched for religion, nor ſhould have been now, but that this proceeding againſt her was for treaſon, in that ſhe was culpable of that horrible conſpiracy for deſtroying her majeſty's perſon; which ſhe again denied, adding further, that albeit ſhe for herſelf forgave them that were the procurers of her death, yet ſhe doubted not but that God would take vengeance thereof. And being charged with the depoſitions of Nauè and Curl to prove it againſt her, ſhe replied, that ſhe accuſed none, but that hereafter when ſhe ſhall be dead, and they remain alive, it ſhall be ſeen how indifferently ſhe had been dealt with, and what meaſure had been uſed unto her; and aſked whether it had been heard before this, that ſervants had been practiſed to accuſe their miſtreſs, and hereupon alſo required what was become of them, and where they remained.

UPON our departure from her, for that it ſeemed by the commiſſion, that the charge of her was in the diſpoſition of us the earls, we required S. Amias Paulet and S. Drue Drurie to receive, for that night, the charge, which they had before, and to cauſe the whole number of ſoldiers to watch that night, and that her folks ſhould be put up, and take order that only four of them ſhould be at the execution, remaining aloof of, and guarded with certain perſons, ſo as they ſhould not come near unto her, which were Melvil her ſteward, the phyſician, ſurgeon, and apothecary.

WEDNESDAY morning, after that we the earls were repaired unto the caſtle, and the ſheriff had prepared all things in the hall for the execution, he was commanded to go into her chamber, and to bring her down to the place where were preſent, we which have ſigned this letter, Mr. Henry Talbot, eſq; ſir Edward Montague, knt. his ſon and heir apparent, and William Montague his brother, ſir Richard Knichtly, knt. Mr. Thomas Brudenel, Mr. Beuill, Mr. Robert and John Wingefield, Mr. Foreſt, and Raynor, Benjamin Piggot, Mr. Dean of Peterborough, and others.

AT the ſtairfold, ſhe pawſed to ſpeak to Melvil in our hearing, which was to this effect, "Melvil, as thou haſt been an honeſt ſervant to me, ſo I pray thee continue to my ſon, and commend me unto him. I have not impugn'd his religion, nor the religion of others, but wiſh him well. And as I forgive all that have offended me in Scotland, ſo I would that he ſhould alſo; and beſeech God, that he would ſend him his holy ſpirit, and illuminate him." Melvil's anſwer was, that he would ſo do, and at that inſtant, he would beſeech God to aſſiſt him with his ſpirit. Then ſhe demanded to ſpeak with her prieſt, which was denied unto her, the rather for that ſhe came with a ſuperſtitious pair of beads and a crucifix. She then deſired to have her women to help her, and upon her earneſt requeſt, and ſaying that when other gentlewomen were executed, ſhe had read in chronicles that they had women allowed unto them, it was permitted that ſhe ſhould have two named by herſelf, which were Mrs. Curle and Kennedy. After ſhe came to the ſcaffold, firſt, in preſence of them all, her majeſtie's commiſſion was openly read; and afterwards Mr. Dean of Peterborough, according to a direction which he had received, the night before, from us the earls, wou'd have made a godly admonition to her, to repent and dye well in the fear of God and charity to the world. But at the firſt entry, ſhe utterly refuſed it, ſaying that ſhe was a catholique, and that it were a folly to move her, being ſo reſolutely minded, and that our prayers would little avail her. Whereupon, to the intent it might appear that we, and the whole aſſembly, had a chriſtian deſire to have her die well, a godly prayer, conceiv'd by Mr. Dean, was read and pronounced

nounced by us all. "That it would pleaſe Almighty God to ſend her his holy ſpirit and grace, and alſo, if it were his will, to pardon all her offences, and of his mercy to receive her into his heavenly and everlaſting kingdom, and finally to bleſs her majeſty, and confound all her enemies;" whereof Mr. Dean, minding to repair up ſhortly, can ſhew your lordſhips a copy.

THIS done, ſhe pronounced a prayer upon her knees to this effect, "To beſeech God to ſend her his holy ſpirit, and that ſhe truſted to receive her ſalvation in his blood, and of his grace to be received into his kingdom, beſought God to forgive her enemies, as ſhe forgave them; and to turn his wrath from this land, to bleſs the queen's majeſtie, that ſhe might ſerve him. Likewiſe to be merciful to her ſon, to have compaſſion of his church, and altho' ſhe was not worthy to be heard, yet ſhe had a confidence in his mercy, and prayed all the ſaints, to pray unto her Saviour to receive her." After this, (turning towards her ſervants) ſhe deſired them to pray for her, that her Saviour would receive her. Then, upon petition made by the executioners, ſhe pardon'd them; and ſaid, ſhe was glad that the end of all her ſorrows was ſo near. Then ſhe miſlik'd the whinning and weeping of her women, ſaying, that they rather ought to thank God for her reſolution, and kiſſing them, willed them to depart from the ſcaffold, and farewell. And ſo reſolutely kneel'd down, and having a kercheff banded about her eyes, laid down her neck, whereupon the executioner proceeded. Her ſervants were incontinently removed, and order taken that none ſhould approach unto her corps, but that it ſhould be embalmed, by the ſurgeon appointed. And further her croſſe, apparell, and other things are retained here, and not yielded unto the executioner for inconveniences that might follow, but he is remitted to be rewarded by ſuch as ſent him hither.

THIS hath been the manner of our dealings in this ſervice, whereof we have thought good to advertiſe your lordſhips, as particularly as we could, for the time, and further have thought good to ſignify unto your lordſhips beſides, that for the avoiding of all ſiniſter and ſlanderous reports, that may be raiſed to the contrary, we have cauſed a note thereof to be conceiv'd to the ſame effect in writing, which we the ſaids lords have ſubſcribed, with the hands of ſuch other there the knights and gentlemen above named that were preſent at the action. And ſo beſeeching Almighty God long to bleſs her majeſty with a moſt proſperous reign, and to confound all his, and her enemies, we take our leaves. From Fotheringay-Caſtle, the 8th of February 1586, in haſt.

Your lordſhips at commandment.

N. B. This, as well as ſeveral other papers in this Appendix, is taken from a collection made by Mr. Crawfurd of Drumſoy, hiſtoriographer to Q. Anne, now in the library of the faculty of Advocates. Mr. Crawfurd's tranſcriber has omitted to mention the book in the Cott. Lib. where it is to be found.

No. XIX.

No. XIX. [Vol. II. p. 154. line 2.]

The objections againſt Mr. Daviſon, in the cauſe of the late Scottiſh queen, muſt concern things done either, 1. Before her trial at Fotheringay. 2. During that ſeſſion. 3. After the ſame.

Cott. Lib. Cal. C. 1.

1. BEFORE her trial, he neither is, nor can be charged to have had any hand at all in the cauſe of the ſaid queen, or done any thing whatſoever, concerning the ſame directly, or indirectly.

2. DURING that ſeſſion, he remained at court, where the only intereſt he had therein, was as her majeſty's ſecretary, to receive the letters from the commiſſioners, impart them to her highneſs, and return them her anſwers.

3. AFTER the return thence, of the ſaid commiſſioners, it is well known to all her council,

1. THAT he never was at any deliberation or meeting whatſoever, in parliament, or council, concerning the cauſe of the ſaid queen, till the ſending down of her majeſty's warrant unto the commiſſioners, by the lords and others of her council.

2. THAT he was no party in ſigning the ſentence, paſſed againſt her.

3. THAT he never penned either the proclamation publiſhing the ſame, the warrant after her death, nor any other letter, or thing whatſoever, concerning the ſame. And

THAT the only thing, which can be ſpecially and truly imputed to him, is the carrying up the ſaid warrant unto her majeſty to be ſigned. She ſending a great counſellor unto him, with her pleaſure to that end, and carrying it to the great ſeal of England, by her own ſpecial direction and commandment.

FOR the better clearing of which truth, it is evident,

1. THAT the letter, being penned by the lord treaſurer, was delivered by him unto Mr. Daviſon, with her majeſty's own privity, to be ready for to ſign, when ſhe ſhould be pleaſed to call for it.

2. THAT being in his hands, he retained it at the leaſt five or ſix weeks unpreſented, nor once offering to carry it up, till ſhe ſent a great counſellor unto him for the ſame, and was ſharply reproved therefore by a great peer, in her majeſty's own preſence.

3. THAT having ſigned it, ſhe gave him an expreſs commandment to carry it to the ſeal, and being ſeal'd to ſend it immediately away unto the commiſſioners, according to the direction. Herſelf appointing the hall of Fotheringay for the place of execution, miſliking the court-yard, in divers reſpects, and in concluſion abſolutely forbad him to trouble her any further, or let her hear any more hereof, till it was done. She for her part, having (as ſhe ſaid) performed all that, in law or reaſon, could be required of her.

4. WHICH directions notwithſtanding, he kept the warrant ſeal'd all that night, and the greateſt part of the next day in his hands, brought it back with him to the court, acquainted her majeſty withal, and finding her majeſty reſolved to proceed therein, according to her former directions, and yet deſirous to carry the matter ſo,

as

as ſhe might throw the burden from herſelf, he abſolutely reſolved to quit his hands thereof.

5. AND hereupon, went over unto the lord treaſurer's chamber, together with Mr. vice-chamberlain Hatton, and in his preſence reſtored the ſame into the hands of the ſaid lord treaſurer, of whom he had before received it, who from thenceforth kept it, till himſelf and the reſt of the council ſent it away.

WHICH, in ſubſtance and truth, is all the part and intereſt the ſaid Daviſon had in this cauſe, whatſoever is, or may be pretended to the contrary.

TOUCHING the ſending down thereof unto the commiſſioners, that it was the general act of her majeſty's council, (as is before mentioned,) and not any private act of his, may appear by

1. THEIR own confeſſion. 2. Their own letters ſent down therewith to the commiſſioners. 3. The teſtimonies of the lords and others to whom they were directed. As alſo 4. of Mr. Beale, by whom they were ſent. 5. The tenor of her majeſty's firſt commiſſion for their calling to the ſtar chamber for the ſame, and private appearance and ſubmiſſion afterward inſtead thereof, before the lord chancellor Broomley. 6. The confeſſion of Mr. Attorney-general, in open court confirmed. 7. By the ſentence itſelf upon record. 8. Beſides a common act of council, containing an anſwer to be verbally delivered to the Scottiſh ambaſſador then remaining here, avowing and juſtifying the ſame.

NOW where ſome ſuppoſe him to have given ſome extraordinary furtherance thereunto, the contrary may evidently appear by

1. HIS former abſolute refuſal to ſign the band of aſſociation, being earneſtly preſſed thereunto by her majeſty's ſelf.

2. HIS excuſing of himſelf from being uſed as a commiſſioner, in the examination of Babington and his complices, and avoiding the ſame by a journey to the Bath.

3. HIS being a mean to ſtay the commiſſioners from pronouncing of the ſentence at Fotheringay, and deferring it till they ſhould return to her majeſty's preſence.

4. HIS keeping the warrant in his hands ſix weeks unpreſented, without once offering to carry it up, till her majeſty ſent expreſly for the ſame to ſign.

5. HIS deferring to ſend it away after it was ſeal'd unto the commiſſioners, as he was ſpecially commanded, ſtaying it all that night, and the greateſt part of the next day in his hands.

6. AND finally, his reſtoring thereof into the hands of the lord treaſurer, of whom he had before received the ſame.

WHICH are clear and evident proofs, that the ſaid Daviſon did nothing in this cauſe whatſoever, contrary to the duty of the place he then held in her majeſty's ſervice.

Cal. C. 9.

THIS ſeems to be an original. On the back is this title,

THE innocency of Mr. Daviſon in the cauſe of the late Scottiſh queen.

No. XX. [Vol. II. p. 238. line 29.]

Letter from ⊙, Sir Robert Cecil, to his Majeſty King James.

From the Original Bibl. Fac. Jur. Edin A. 1. 34. No 4.

MOST worthy prince, the depending dangers upon your affectionates have been ſuch, as hath inforced ſilence in him, who is faithfully devoted to your perſon, and in due time of trial, will undergo all hazards of fortune, for the maintenance of the juſt regal rights, that, by the laws divine, of nature, and of nations, is inveſted in your royal perſon. Fall not then, moſt noble and renowned prince, from him, whoſe providence hath in many dangers preſerved you, no doubt to be an inſtrument of his glory, and the good of his people. Some ſecrets, I find have been revealed to your prejudice, which muſt proceed from ſome ambitious violent ſpirited perſon near your majeſty in council and favour; no man in particular will I accuſe, but I am ſure it hath no foundation from any, with whom, for your ſervice, I have held correſpondence; otherwiſe, I had, long ſince, been diſabled from performance of thoſe duties, that the thoughts of my heart endeavoureth; being only known to this worthy nobleman bearer hereof, one noted in all parts of Chriſtendom for his fidelity to your perſon and ſtate, and to Mr. David Fowlis your moſt loyal ſervant, my firſt and faithful correſpondent; and unto James Hudſone, whom I have found in all things that concern you, moſt ſecret and aſſured. It may, therefore, pleaſe your majeſty, at the humble motion of ⊙, which jargon I deſire to be the indorſement of your commands unto me, that by ſome token of your favour, he may underſtand in what terms you regard his fidelity, ſecrecy, and ſervice. My paſſionate affection to your perſon, (not as you are a king, but as you are a good king, and have juſt title, after my ſovereign, to be a great king) doth tranſport me to preſumption. Condemn not, moſt noble prince, the motives of care and love, altho' mixed with defects in judgment.

1. I, therefore, firſt beſeech your majeſty, that for the good of thoſe, whom God, by divine Providence, hath deſtined to your charge, that you would be pleaſed to have an extraordinary care of all practicers, or practices, againſt your perſon; for it is not to be doubted, but that in both kingdoms, either out of ambition, faction, or fear, there are many that deſire to have their ſovereign in minority, whereby the ſovereignty and ſtate might be ſwayed by partiality of ſubalternate perſons, rather than by true rule of power and juſtice. Preſerve your perſon, and fear not the practices of man upon the point of your right, which will be preſerved and maintained againſt all aſſaults of competition whatever. Thus I leave the protection of your perſon, and royal poſterity, to the Almighty God of Heaven, who bleſs and preſerve you and all yours, in all regal happineſs to his glory.

2. NEXT to the preſervation of your perſon, is the conſervation and ſecret keeping of your councells, which, as I have ſaid, are often betrayed and diſcovered, either out of pretended zeal in religion, turbulent faction, or baſe conception, the which your majeſty is to regard with all circumſpection, as a matter moſt dangerous to your perſon and ſtate, and the only means to ruin and deſtroy all thoſe, that ſtand faithfully devoted to your majeſty's ſervice. Some particulars, and perſons of this nature, I make no doubt have been diſcovered by the endeavours of this noblem an, the bearer hereof, of whom your majeſty may be further informed.

3. THE 3d point conſiderable is, that your majeſty, by all means poſſible, ſecure yourſelf of the good affection of the French king and States, by the negotiation of ſome faithful ſecret confident; the French naturally diſtaſting the union of the Britiſh Iſlands under one monarch. In Germany, I doubt not, but you have many allies and friends, but by reaſon of their remote ſtate, they do not ſo much importe this affair, which muſt be guided by a quick and ſudden motion.

4. WHEN God, by whoſe Providence, the period of all perſons and times is determined, ſhall call to his kingdom of glory her majeſty, (altho' I do aſſuredly hope that there will not be any queſtion in competition, yet for that I hold it not fitting to give any minute entrance into a cauſe of ſo high a nature) I do humbly beſeech your majeſty to deſign a ſecret, faithful, and experienced confident ſervant of yours, being of an approved fidelity and judgment, continually to be here reſident, whoſe negotiation, it were convenient your majeſty ſhould fortifie, with ſuch ſecret truſt and powers, as there may not need 14 days reſpite, to poſt for authority, in a cauſe, that cannot endure 10 hours reſpite, without varieties of danger. In the which it is to be conſidered, that all ſuch as pretend leaſt good to your eſtabliſhment, will not in publick oppung your title, but out of their cunning ambition, will ſeek to gain time, by alledging their pretence of common good to the ſtate, in propounding of good conditions for diſburthening the common weale, of divers hard laws, heavy impoſitions, corruptions, oppreſſions, &c. which is a main point to lead the popular, who are much diſguſted with many particulars of this nature. It were therefore convenient, that theſe motives, out of your majeſty's providence, ſhould be prevented, by your free offer in theſe points following, viz.

1. THAT your majeſty would be pleaſed to aboliſh purvaiors and purvaiance, being a matter infinitely offenſive to the common people, and the whole kingdom, and not profitable to the prince.

2. THAT your majeſty would be pleaſed to diſſolve the court of wards, being the ruin of all the noble and ancient families of this realm, by baſe matches, and evil education of their children, by which no revenue of the crown will be defrayed.

3. THE abrogating the multiplicity of penal laws, generally repined againſt by the ſubject, in regard of their uncertainty, being many times altered from their true meaning, by variety of interpretation.

4. THAT your majeſty will be pleaſed admit free outport of the native commodities of this kingdom, now often reſtrained by ſubalternate perſons for private profit, being moſt prejudicial to the commerce of all merchants, and a plain deſtruction to the true induſtry and manufacture of all kingdoms, and againſt the profit of the crown.

THESE, being by your majeſty's confidents in the point of time propounded, will aſſuredly confirm unto your majeſtie the hearts and affections of the whole kingdom, and abſolutely prevent all inſinuations and devices of deſigned patriots, that, out of pretext of common good, would ſeek to patronize themſelves in popular opinion and power, and thereby to derogate from your majeſty's bounty and free favour, by princely merit of your moderation, judgment, and juſtice.

YOUR majeſty's favour, thus granted to the ſubject, will no way impeach the profits of the crown, but advance them. The diſproportionable gain of ſome chequer officers, with the baſe and mercenary profits of the idle unneceſſary clerks and attendants, will only ſuffer ſome detriment; but infinite will be the good unto the king-

dom, which will confirm unto your majeſty the univerſal love and affection of the people, and eſtabliſh your renown in the higheſt eſteem to all poſterity.

THE Lord preſerve your majeſtie, and make you triumphant over all your enemies.

MY care over his perſon, whoſe letters paſs in this pacquet, and will die before he leave to be yours, ſhall be no leſs then of mine own life, and in like eſteem will I hold all your faithful confidents, notwithſtanding I will hold myſelf reſerved from being known unto any of them, in my particular devoted affections unto your majeſty, only this extraordinary worthy man whoſe aſſociate I am in his misfortune, doth know my heart, and we both will pray for you, and if we live you ſhall find us together.

I BESEECH your majeſty burn this letter, and the others; for altho' it be in an unuſual hand yet it may be diſcovered.

Your majeſty's moſt devoted

and humble ſervant,

G.

A CRITICAL DISSERTATION

CONCERNING

The Murder of King HENRY, and the Genuineneſs of the Queen's Letters to Bothwell.

IT is not my intention to engage in all the controverſies, to which the murder of King Henry, or the letters from Mary to Bothwell, have given riſe; far leſs to appear as an adverſary to any particular author, who hath treated of them. To repeat, and to expoſe all the ill founded aſſertions with regard to theſe points, which have flowed from inattention, from prejudice, from partiality, from malevolence, and from diſhoneſty, would be no leſs irkſome to myſelf, than unacceptable to moſt of my readers. All I propoſe, is to aſſiſt others in forming ſome judgment concerning the facts in diſpute, by ſtating the proofs produced on each ſide, with as much brevity as the caſe will admit, and with the ſame attention and impartiality, which I have endeavoured to exerciſe in examining other controverted points in the Scotch hiſtory.

IN order to account for the King's murder, two different ſyſtems have been formed. The one ſuppoſes Bothwell both to have contrived and executed this crime. The other imputes it to the Earls of Murray, Morton, and their party.

THE deciſion of many controverted facts in hiſtory, is a matter rather of curioſity than of uſe. They ſtand detached; and whatever we determine with regard to them, the fabric of the ſtory remains untouched. But the fact under diſpute in this place is a fundamental and eſſential one, and according to the opinion which an Hiſtorian adopts with regard to it, he muſt vary and diſpoſe the whole of his ſubſequent narration. An hiſtorical ſyſtem may be tried in two different ways, whether it be conſiſtent with probability, and whether it be ſupported by proper evidence.

THOSE who charge the King's murder upon Bothwell argue in the following manner; and though their reaſonings have been mentioned already in different places of the narrative, it is neceſſary to repeat them here. Mary's love for Darnly, ſay they, was a ſudden and youthful paſſion. The beauty of his perſon was his chief merit. His capricious temper ſoon raiſed in the Queen a diſguſt, which broke out on different occaſions. His engaging in the conſpiracy againſt Rizio, converted this diſguſt into an indignation, which ſhe was at no pains to conceal. This breach was perhaps, in its own nature, irreparable; the King certainly wanted that art and condeſcenſion which alone could have repaired it. It widened every day, and a deep and ſettled hatred effaced all remains of affection. Bothwell obſerved this, and was prompted by ambition, and perhaps by love, to found on it a ſcheme, which proved fatal both to the Queen, and to himſelf. He had ſerved Mary at different times with fidelity and ſucceſs. He inſinuated himſelf into her favour, by addreſs and by flattery. By degrees he gained her heart. In order to gratify his love, at leaſt his ambition, it was neceſſary to get rid of the King. Mary had rejected the propoſal made to her for obtaining a divorce. The King was equally hated by the partizans of the houſe of Hamilton, a conſiderable party in the kingdom; by Murray, one of the moſt powerful and popular perſons in his country; by Morton and his aſſociates, whom he had deceived; and whom Bothwell had bound to his intereſt by a recent favour. Among the people Darnly was fallen under extreme contempt. He expected, for all theſe reaſons, that the murder of the King would paſs without any enquiry. And to Mary's love, and to his own addreſs

addreſs and good fortune, he truſted for the accompliſhment of the reſt of his wiſhes. What Bothwell expected really came to paſs. Mary, if not privy herſelf to the deſign, connived at an action which rid her of a man whom ſhe had ſuch good reaſon to deteſt. A few months after, ſhe married the perſon who was both ſuſpected and accuſed of committing the murder.

THOSE who charge the guilt upon Murray and his party reaſon in this manner. Murray, ſay they, was a man of boundleſs ambition. Notwithſtanding the illegitimacy of his birth, he had early formed a deſign of uſurping the Crown. On the Queen's return into Scotland, he inſinuated himſelf into her favour, and engroſſed the whole power into his own hands. He ſet himſelf againſt every propoſal of marriage which was made to her, leſt his own chance of ſucceeding to the Crown ſhould be deſtroyed. He hated Darnley, and was no leſs hated by him. In order to be revenged on him, he entered into a ſudden friendſhip with Bothwell, his ancient and mortal enemy. He encouraged him to perpetrate the crime, by giving him hopes of marrying the Queen. All this was done with a deſign to throw upon the Queen herſelf the imputation of being acceſſory to the murder, and under that pretext, to deſtroy Bothwell, to depoſe and impriſon her, and to ſeize the ſceptre which he had wreſted out of her hands.

THE former of theſe ſyſtems has an air of probability, is conſiſtent with itſelf, and ſolves appearances. In the latter, ſome aſſertions are falſe, ſome links are wanting in the chain, and effects appear, of which no ſufficient cauſe is produced. Murray, on the Queen's return into Scotland, ſerved her with great fidelity, and by his prudent adminiſtration rendered her ſo popular, and ſo powerful, as enabled her with eaſe to quaſh a formidable inſurrection raiſed by himſelf in the year 1565. What motive could induce Murray to murder a Prince without capacity, without followers, without influence over the nobles, whom the Queen, by her neglect, had reduced to the loweſt ſtate of contempt, and who, after a long diſgrace, had regained (according to the moſt favourable ſuppoſition) the precarious poſſeſſion of her favour only a few days before his death? It is difficult to conceive what Murray had to

fear from the King's life. It is no eaſy matter to gueſs what he could gain by his death. If we ſuppoſe that the Queen had no previous attachment to Bothwell, nothing can appear more chimerical than a ſcheme to perſuade her to marry a man, whoſe wife was ſtill alive, and who was not only ſuſpected, but accuſed, of murdering her former huſband. But that ſuch a ſcheme ſhould really ſucceed is ſtill more extraordinary.—If Murray had inſtigated Bothwell to commit the crime, or had himſelf been acceſſory to the commiſſion of it, what hopes were there that Bothwell would ſilently bear from a fellow criminal all the perſecutions which he ſuffered, without ever retorting upon him the accuſation, or revealing the whole ſcene of iniquity? An antient and deadly feud had ſubſiſted between Murray and Bothwell; the Queen with difficulty had brought them to ſome terms of agreement. But is it probable that Murray would chuſe an enemy, to whom he had been ſo lately reconciled, for his confident in the commiſſion of ſuch an atrocious crime? Or, on the other hand, would it ever enter into the imagination of a wiſe man, firſt to raiſe his rival to ſupreme power, in hopes that afterwards he ſhould find ſome opportunity of depriving him of that power? The moſt adventrous politician never hazarded ſuch a dangerous experiment. The moſt credulous folly never truſted ſuch an uncertain chance.

But however ſtrong theſe general reaſonings may be, we muſt decide according to the particular evidence produced. This we now proceed to examine.

That Bothwell was guilty of the King's murder appears, 1. From the concurring teſtimony of all the cotemporary hiſtorians. 2. From the confeſſion of thoſe perſons who ſuffered for aſſiſting at the commiſſion of the crime, and who enter into a minute detail of all its circumſtances. Anderſ. v. 2. 165. 3. From the acknowledgment of Mary's own commiſſioners, who allow Bothwell to have been one of thoſe who were guilty of this crime. Good. v. 2. 213. 4. From the expreſs teſtimony of Leſly Biſhop of Roſs to the ſame effect with the former. Def. of Q. Mary's Hon. And. 2. 76. Id. v. 3. p. 31. 5. Morton, at his death, declared that Both-

Bothwell had ſollicited him, at different times, to concur in the conſpiracy formed againſt the life of the King; and that he was informed by Archibald Douglas, one of the conſpirators, that Bothwell was preſent at the murder. Crawf. Mem. App. 4. The letter from Douglas to the Queen, publiſhed in the Appendix to vol. II. No. 12. confirms Morton's teſtimony. 6. Lord Herreis promiſes, in his own name, and in the name of the nobles who adhered to the Queen, that they would concur in puniſhing Bothwell as the murderer of the King. Append. vol. I. No. 23.

THE moſt direct charge ever brought againſt Murray is in theſe words of Biſhop Leſley, "Is it unknown," addreſſing himſelf to the Earl of Murray, "what the Lord Herreis ſaid to your face openly, "even at your own table, a few days after the murder was com-"mitted? Did he not charge you with the foreknowledge of the "ſame murder? Did not he, *nulla circuitione uſus*, flatly and "plainly burden you, that riding in Fife, and coming with one of "your moſt aſſured and truſty ſervants the ſame day whereon you "departed from Edinburgh, ſaid to him, among other talk, This "night ere morning Lord Darnly ſhall loſe his life?" Def. of Q. Mary, Anderſ. v. 2. 75. But the aſſertion of a man ſo heated with faction as Leſley, unleſs it were ſupported by proper evidence, is of little weight. The ſervant to whom Murray is ſaid to have ſpoken theſe words, is not named; nor the manner in which this ſecret converſation was brought to light mentioned. Lord Herreis was one of the moſt zealous advocates for Mary, and it is remarkable that in all his negotiation at the court of England, he never once repeated this accuſation of Murray. In anſwering the challenge given him by Lord Lindſay, Herreis had a fair opportunity of mentioning Murray's knowledge of the murder; but though he openly accuſes of that crime ſome of thoſe who adhered to him, he induſtriouſly avoids any inſinuation againſt Murray himſelf. Keith Pref. XII. Mary herſelf, in a converſation with Sir Francis Knolles, accuſed Morton and Maitland of being privy to the murder, but does not mention Murray. And. 4. 55. When the Biſhop of Roſs and Lord Herreis themſelves appeared before the Engliſh council, January 11, 1569, they declared themſelves ready, in obedience

to

to the Queen's command, to accuſe Murray and his aſſociates of being acceſſory to the murder, but " they being alſo required, whether " they or any of them, as of themſelves, would accuſe the ſaid " Earl in ſpecial, or any of his adherents, or thought them guilty " thereof;" they anſwered, " that they took God to witneſs that " none of them did ever know any thing of the conſpiracy of that " murder, or were in council and foreknowledge thereof; neither " who were deviſers, inventors, and executors of the ſame, till it " was publickly diſcovered long thereafter by ſome of the aſſaſſins " who ſuffered death on that account." Good. v. 2. 308. Theſe words are taken out of a regiſter kept by Roſs and Herreis themſelv s, and ſeem to be a direct confutation of the biſhop's aſſertion. The biſhop himſelf repeats the ſame thing in ſtill ſtronger terms. And. 3. 31.

THE Earls of Huntly and Argyll, in their *Proteſtation touching the murder of the King of Scots*, after mentioning the conference at Craigmillar concerning a divorce, of which we have given an account vol. I. 330. add " So after theſe premiſſes, the murder " of the King following, we judge in our conſciences, and hold " for certain and truth, that the Earl of Murray and ſecretary Le- " thington were authors, inventors, counſellors and cauſers of the " ſame murder, in what manner, or by whatſomever perſons the " ſame was executed." Anderſ. v. 4. 188. But, 1. This is nothing more than the private opinion or perſonal affirmation of theſe two noblemen. 2. The concluſion which they make has no connection with the premiſſes on which they found it. Becauſe Murray propoſed to obtain for the Queen a divorce from her huſband with her own conſent, it does not follow that therefore he committed the murder without her knowledge. 3. Huntly and Argyll were at that time the leaders of that party oppoſite to Murray, and animated with all the rage of faction. 4. Both of them were Murray's perſonal enemies. Huntly, on account of the treatment which his family and clan had received from that nobleman. Argyll was deſirous of being divorced from his wife, with whom he lived on no good terms. Knox 328. and by whom he had no children. Crawf. Peer. 19. She was Murray's ſiſter, and by his intereſt he had

had obſtructed that deſign. Keith 551. Theſe circumſtances would go far towards invalidating a poſitive teſtimony; they more than counterbalance an indeterminate ſuſpicion. 5. It is altogether uncertain whether Huntly and Argyll ever ſubſcribed this proteſtation. A copy of ſuch a proteſtation as the Queen thought would be of advantage to her cauſe, was tranſmitted to them by her. Anderſ. v. 4. 186. The proteſtation itſelf publiſhed by Anderſon is taken from an unſubſcribed copy with blanks for the date and place of ſubſcribing. On the back of this copy is paſted a paper, which Cecil has marked "Anſwer of the Earl of Murray to a writing of the Earls of Hunt-"ly and Argyll." Anderſ. 194, 195. But it can ſcarce be eſteemed a reply to the above-mentioned proteſtation. Murray's anſwer bears date at London, January 19, 1568. The Queen's letter, in which ſhe incloſed the copy of the proteſtation, bears date at Bowton, Jan. 5, 1568. Now it is ſcarce to be ſuppoſed that the copy could be ſent into Scotland, be ſubſcribed by the two Earls, and be ſeen and anſwered by Murray within ſo ſhort a time. Murray's reply ſeems intended only to prevent the impreſſion which the vague and uncertain accuſations of his enemies might make in his abſence. Cecil had got the original of the Queen's letter into his cuſtody. Anderſ. v. 4. 186. This naturally leads us to conjecture that the letter itſelf, together with the incloſed proteſtation, were intercepted before they came to the hands of Huntly and Argyll. Nor is this mere conjecture alone. The letter to Huntly, in which the proteſtation was incloſed, is to be found; Cott. Lib. Cal. C. 1. fol. 280, and is an original ſubſcribed by Mary, though not written with her own hand, becauſe ſhe ſeldom choſe to write in the Engliſh language. The proteſtation is in the ſame Volume, fol. 282, and is manifeſtly written by the ſame perſon who wrote the Queen's letter. This is a clear proof that both were intercepted. So that much has been founded on a paper not ſubſcribed by the two Earls, and probably never ſeen by them. Beſides, this method which the Queen took of ſending a copy, to the two Earls, of what was proper for them to declare with regard to a conference held in their own preſence, appears ſomewhat ſuſpicious. It would have been more natural, and not ſo liable to any miſinterpretation, to have deſired them to write

write the moſt exact account, which they could recollect of what had paſſed in the converſation at Craigmillar.

THE Queen's commiſſioners at the *Conferences* in England accuſed Murray and his aſſociates of having murdered the King. Good. 2. 281. But theſe accuſations are nothing more than looſe and general affirmations, without deſcending to ſuch particular circumſtances, as either aſcertain their truth, or diſcover their falſehood. The ſame accuſation is repeated by the nobles aſſembled at Dumbarton Sept. 1568. Good. 2. 359. And the ſame obſervation may be made concerning it.

ALL the Queen's advocates have endeavoured to account for Murray's murdering of the King, by ſuppoſing that it was done on purpoſe, that he might have a pretence of diſturbing the Queen's adminiſtration, and thereby rendering ineffectual her general Revocation of Crown lands, which would have deprived him and his aſſociates of the beſt part of their eſtates. Leſley Def. of Mary's Hon. p. 73. But whoever conſiders the limited powers of a Scotch Monarch, will ſee that ſuch a revocation could not be very formidable to the nobles. Every King of Scotland began his reign with ſuch a revocation; and as often as it was renewed, the power of the nobles rendered it ineffectual. The beſt vindication of Murray and his party from this accuſation is that which they preſented to the Queen of England, and which hath never hitherto been publiſhed.

Paper Office. *Anſwers to the objections and alledgance of the Queen, alledging the Earl of Murray Lord Regent, the Earl of Morton, Marr, Glencairn, Hume, Ruthven, &c. to have been moved to armour, for that they abhorred and might not abide her revocation of the alienation made of her property.*

IT is anſwered, that is alledged but all appearance, and it appears God has bereft, the alledgance of all wit and good remembrance, for thir reaſons following.

IM-

IMPRIMIS, as to my Lord Regent, he never had occaſion to grudge thereat, in reſpect the Queen made him privy to the ſame, and took reſolution with him for the execution thereof, letting his Lordſhip know ſhe would aſſuredly in the ſamine except all things ſhe had given to him, and ratefy them in the next parliament, as ſhe did indeed; and for that cauſe wiſhed my Lord to leave behind him Maſter John Wood, to attend upon the ſame, to whom ſhe declared, that als well in that as in all others her grants it ſhould be provided, yea of free will did promiſe and offer before ever he demanded, as it came to paſs without any let or impediment, for all was ratified by her command, and hand write, at the Parliament, but any difficulty.

ITEM as to my Lord of Morton, he could not grudge thereat quha never had of her property worth twenty dollars that ever I knew of.

Item the ſame, may I ſay of my Lord Glencairn.
Item the ſame, I may ſay of my Lord Hume.
Item the ſame, I may ſay of my Lord Ruthven.
Item the ſame, I may ſay of my Lord Lindſay.

ONLY my Lord of Marr, had ane little thing of the property quilk alſua was gladly and liberally confirmed to him, in the ſaid parliament preceeding a year; was never ane had any cauſe of miſcontent of that revocation, far leſs to have put their lives and heritage to ſo open and manifeſt ane danger as they did for ſic ane frivole cauſe.

GYF ever any did make evill countenance, and ſhow any miſcontentment of the ſaid revocation, it was my Lord of Argyll in ſpeciall, quha ſpak largely in the time of Parliament theiranents to the Queen herſelf, and did complain of the manifeſt corruption of ane act of Parliament paſt upon her Majeſty's return, and ſa did lett any revocation at that time; but the armor for revenge of the King's deid was not till twa months after, att quhat time there was no occaſion given thereof, nor never a man had mind thereof.

HAVING thus examined the evidence which has been produced againſt the Earls of Murray and Bothwell; we ſhall next proceed to enquire whether the Queen herſelf was acceſſory to the murder of her huſband.

No ſooner was the violent death of Darnly known, than ſtrong ſuſpicions aroſe, among ſome of her ſubjects, that Mary had given her conſent to the commiſſion of that crime. And. 2. 156. We are informed, by her own ambaſſador in France, the Archbiſhop of Glaſgow, that the ſentiments of foreigners, on this head, were no leſs unfavourable to her. Keith. Pref. ix. Many of her nobles loudly accuſed her of that crime, and a great part of the nation, by ſupporting them, ſeem to have allowed the accuſation to be well founded.

SOME crimes, however, are of ſuch a nature that they ſcarce admit of a poſitive or direct proof. Deeds of darkneſs can ſeldom be brought perfectly to light. Where perſons are accuſed not of being *Principals*, but only of being *Acceſſaries* to a crime; not of having committed it themſelves, but only of giving conſent to the commiſſion of it by others; the proof becomes ſtill more difficult: and unleſs when ſome accomplice betrays the ſecret, a proof by circumſtances, or preſumptive evidence, is all that can be attained. Even in judicial trials, ſuch evidence is ſometimes held to be ſufficient for condemning criminals. The degree of conviction which ſuch evidence carries along with it, is often not inferior to that which ariſes from poſitive teſtimony; and a concurring ſeries of circumſtances ſatisfies the underſtanding no leſs than the expreſs declaration of witneſſes.

EVIDENCE of both theſe kinds has been produced againſt Mary. We ſhall firſt conſider that which is founded upon circumſtances alone.

SOME of theſe ſuſpicious circumſtances preceded the King's death; others were ſubſequent to it. With regard to the former, we may obſerve that the Queen's violent love of Darnly was ſoon converted into an averſion to him no leſs violent; and that his own ill conduct,

and

and exceſſes of every kind were ſuch, that if they did not juſtify, at leaſt they account for this ſudden change of her diſpoſition towards him. The riſe and progreſs of this domeſtic rupture, I have traced with great care in the hiſtory, and to the proofs of it which may be found in papers publiſhed by other authors, I have added thoſe contained in App. N° XVI. and XVII. The Earls of Murray, Morton, Bothwell, Argyll, and Huntly conſidered the ſcheme of procuring for the Queen a divorce from her huſband, as one of the moſt flattering propoſals they could make to her, and employed it as the moſt powerful inducement to prevail on her to conſent to a meaſure, which they had much at heart, but from which they knew her to be extremely averſe. And. 4. p. 2. 188. Du Croc the French ambaſſador, who was an eye witneſs of what he deſcribes, not only repreſents her diſguſt at Darnly to be extreme, but declares that there could be no hopes of a reconcilement between them. "The Queen is in the hands of phyſicians, and I do aſſure you is not at all well; and do believe the principal part of her diſeaſe to conſiſt in deep grief and ſorrow; nor does it ſeem poſſible to make her forget the ſame. Still ſhe repeats theſe words, *I could wiſh to be dead.* You know very well that the injury ſhe has received is exceeding great, and her Majeſty will never forget it.—— To ſpeak my mind freely to you, I do not expect, upon ſeveral accounts, any good underſtanding between them [i. e. the King and Queen] unleſs God effectually put to his hand.——His bad deportment is incurable, nor can there ever be any good expected from him for ſeveral reaſons, which I might tell you was I preſent with you. I cannot pretend to foretel how all may turn, but I will ſay, that matters cannot ſubſiſt long as they are, without being accompanied with ſundry bad conſequences." Keith, Pref. vii. Had Henry died a natural death, at this juncture, it muſt have been conſidered as a very fortunate event to the Queen, and as a ſeaſonable deliverance from a huſband who had become altogether odious to her. Now as Henry was murdered a few weeks afterwards, and as nothing had happened to render the Queen's averſion to him leſs violent, the opinion of thoſe who conſider Mary as the author of an event, which was manifeſtly ſo agreeable to her, will appear perhaps to ſome of our readers to be neither unnatural

Decemb. 12, 1566.

Decemb. 23.

nor over refined. If we add to this, what has been obſerved in the hiſtory, that in proportion to the increaſe of Mary's hatred of her huſband, Bothwell made progreſs in her favour; and that he became the object not only of her confidence but of her attachment, that opinion acquires new ſtrength. It is eaſy to obſerve many advantages which might redound to Mary as well as to Bothwell from the King's death; but excepting them, no perſon, and no party in the kingdom could derive the leaſt benefit from that event. Bothwell, accordingly, murdered the King, and it was, in that age, thought no violent imputation on Mary's character, to ſuppoſe that ſhe had conſented to the deed.

THE ſteps which the Queen took after her huſband's death add ſtrength to that ſuppoſition. 1. Melvil, who was in Edinburgh, at the time of the King's death, aſſerts that "every body ſuſpected the Earl of Bothwell; and thoſe who durſt ſpeak freely to others, ſaid plainly that it was He." p. 155. 2. Mary having iſſued a proclamation, on the 12th of February, offering a reward to any perſon, who ſhould diſcover thoſe who had murdered her huſband; And. 1. 36. a paper in anſwer to this was affixed to the gates of the Tolbooth, February 16, in which Bothwell was named as the chief perſon guilty of that crime, and the Queen herſelf was accuſed of having given her conſent to it. And. 2. 156. 3. Soon after, February 20, the Earl of Lennox, the King's father, wrote to Mary, conjuring her, by every motive, to proſecute the murderers with the utmoſt rigour. He plainly declared his own ſuſpicions of Bothwell, and pointed out a method of proceeding againſt him, and for diſcovering the other authors of the crime, no leſs obvious than equitable. He adviſed her to ſeize, and to commit to ſure cuſtody Bothwell himſelf, and thoſe who were already named as his accomplices; to call an Aſſembly of the nobles; to iſſue a proclamation, inviting Bothwell's accuſers to appear; and if, on that encouragement, no perſon appeared to accuſe them, to hold them as innocent, and to diſmiſs them without farther trial. And. 1. 40. 4. Archbiſhop Beatoun, her ambaſſador in France, in a letter to Mary, March 9th, employs arguments of the utmoſt weight to perſuade her to proſecute the murderers with the greateſt ſeverity.

"I can

" I can conclude nathing, (ſays he) by quhat zour Majeſty writes to me zourſelf, that ſen it has pleſit God to conſerve zow to take a rigorous vengeance thereof, that rather than it be not actually taine, it appears to me better in this warld that ze had loſt life and all. I aſk your Majeſtie pardon that I writ ſa far, for I can heir nathing to zour prejudiſe, but I *man* conſtraindly writ the ſamin, that all may come to zour knawlege; for the better remede may be put therto. Heir it is needfull that ze forth ſhaw now rather than ever of before, the greite vertue, magnanimitie, and conſtance that God has grantit zow, be quhais grace, I hope ze ſall overcome this moſt heavie envie and diſpleſir of the committing therof, and conſerve that reputatioun in all godlineſs, ze have conquiſt of lang, quhich can appear na wayis mair clearlie, than that zow do *ſick* juſtice that the *haill* world may declare zowr innocence, and give teſtimony forever of thair treaſon that has committed *(but* fear of God or man) ſo cruel and ungodlie a murther, quhairof there is ſa *meikle* ill ſpoken, that I am conſtrainit to aſk zow mercy, that neither can I or will I make the rehearſal therof, which is *owr* odious. But alas! Madame, all over Europe this day there is na purpoſe in head ſa frequent as of zour Majeſtie, and of the preſent ſtate of zour realm, quhilk is in the moſt part interpretit ſiniſterly." Keith, Pref. ix. 5. Elizabeth, as appears from Append. Vol. I. N° XIX. urged the ſame thing in ſtrong terms. 6. The circumſtances of the caſe itſelf, no leſs than theſe ſolicitations and remonſtrances, called for the utmoſt vigour in her proceedings. Her huſband had been murdered in a cruel manner, almoſt in her own preſence. Her ſubjects were filled with the utmoſt horror at that crime. Bothwell, one of her principal favourites, had been publickly accuſed as the author of it. Reflections, extremely diſhonourable to herſelf, had been thrown out. If indignation, and the love of juſtice, did not prompt her to purſue the murderers with ardour, decency, at leaſt, and concern for vindicating her own character, ſhould have induced her to avoid any appearance of remiſneſs or want of zeal.

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But inſtead of this, Mary continued to diſcover, in all her actions, the utmoſt partiality towards Bothwell. 1. On the 15th of February,

February, five days after the murder, ſhe beſtowed on him the reverſion of the ſuperiority of the town of Leith, which in the year 1565 ſhe had mortgaged to the citizens of Edinburgh. This grant was of much importance, as it gave him not only the command of the principal port in the kingdom, but a great aſcendant over the citizens of Edinburgh, who were extremely deſirous of keeping poſſeſſion of it *. 2. Bothwell being extremely deſirous to

* *Copy from the original in the Charter-houſe of the city of Edinburgh of an Aſſignation to the reverſion of the ſuperiority of Leith by Queen Mary to the Earl of Bothwell.*

Maria Dei gratia Regina Scotorum, omnibus probis hominibus ſuis ad quos præſentes literæ pervenerint ſalutem. Sciatis, quod nos ad memoriam reducentes multiplex bonum verum et fidele ſervitium, non tantum quondam noſtræ chariſſimæ matri Mariæ Reginæ regni noſtri pro tempore in noſtra minoritate factum et impenſum, verum etiam nobiſmet ipſis, tam intra partes Galliæ quam intra hoc noſtrum regnum, ad extentionem noſtri honoris et auctoritatis in punitione furum, malefactorum, et tranſgreſſorum infra idem, per noſtrum confiſum conſanguineum et conſiliarium Jacobum comitem Bothuile, dominum Halis, Creighton et Liddiſdale, magnum admirallum regni noſtri, commiſſionem et onerationem ad hunc effectum habentem, per quas ipſe ſuum corpus et vitam in magno periculo poſuit; ac etiam, in performatione et extentione noſtri dicti ſervitii, ſuam hereditatem, ſupra ſummam viginti millium mercarum hujus noſtri regni, alienavit ac læſit. Et nos cogitantes quod, ex noſtra principali honore et devoria, dictum noſtrum confiſum conſanguineum & conſiliarium cum quodam accidente et gratitudine recompenſare et gratificare incumbit quæ nos commode ſibi concedere poterimus, unde ipſe magis habilis omnibus affuturis temporibus eſſe poterit, et ad hujuſmodi performandum in omnibus cauſis ſeu eventibus: In recompenſationem quorum præmiſſorum, ac pro diverſis aliis noſtris rationabilibus cauſis et conſiderationibus nos moventibus, Fecimus, &c. dictum Jacobum comitem Bothuile, &c. ac ſuos hæredes maſculos quoſcunque noſtros legittimos, &c. aſſignatos in et ad literas reverſionis factas, &c. per Symonem Preſton de eodem militem, præpoſitum, balivos, conſules, et communitatem hujus noſtri burgi de Edinburgh, pro ſeipſis ac ſuis ſucceſſoribus, &c. nobis, noſtriſque heredibus, ſucceſſoribus, et aſſignatis pro redemptione, &c. ſuperioritatis totius villæ de Leith, &c. impignoratæ per nos dictis præpoſito, &c. ſub reverſione alienatæ continentis ſummam decem millium mercarum monetæ præſcriptæ numerandam et calculandam in parochiali eccleſia de Edinburgh, ſuper premonitione quadriginta dierum, ut moris eſt, veluti in dictis reverſionis literis, &c. de data 8vo Octob. 1565, &c. (The reſt is form, and contains a Clauſe of abſolute warrandice.) IN CUJUS REI TESTIMONIUM præſentibus magnum ſigillum noſtrum apponi fecimus. Apud Edinburgh, decimo quinto die menſis Februarii, anno Domini milleſimo quingenteſimo ſexageſimo ſexto, et regni noſtri viceſimo quinto.

The great ſeal entire.

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obtain the command of the caſtle of Edinburgh, the Queen, in order to prevail on the Earl of Mar to ſurrender the government of it, offered to commit the young prince to his cuſtody. Mar conſented; and ſhe inſtantly appointed Bothwell governor of the caſtle. And. 1. Pref. 64. Keith, 379. 3. The inquiry into the murder, previous to Bothwell's trial, ſeems to have been conducted with the utmoſt remiſneſs. Buchanan exclaims loudly againſt this. And. 2. 24. Nor was it without reaſon that he did ſo, as is evident from a circumſtance in the affidavit of Thomas Nelſon, one of the King's ſervants, who was in the houſe when his maſter was murdered, and was dug up alive out of the rubbiſh. Being examined on the Monday after the King's death, "This deponar ſchew that Bonkle had the key of the ſellare, and the Queenis ſervandis the keyis of her ſhalmir. Quhilk the Laird of Tillibardin hearing, ſaid, Hald thair, here is ane ground. 'Efter quhilk words ſpokin, thai left of, and procedit na farther in the inquiſition." And. 4. P. 2. 167. Had there been any intention to ſearch into the bottom of the matter, a circumſtance of ſo much importance merited the moſt careful enquiry. 4. Notwithſtanding Lennox's repeated ſollicitations, notwithſtanding the reaſonableneſs of his demands, and the neceſſity of complying with them, in order to encourage any accuſer to appear againſt Bothwell, ſhe not only refuſed to commit him to cuſtody, or even to remove him from her preſence and councils; And. 1. 42, 48. but by the grants which we have mentioned, and by other circumſtances, diſcovered an increaſe of attachment to him. 5. She could not avoid bringing Bothwell to a publick trial; but ſhe permitted him to ſit as a member in that meeting of the Privy Council, which directed his own trial; and the trial itſelf was carried on with ſuch unneceſſary precipitancy, and with ſo many other ſuſpicious circumſtances, as render his acquittal rather an argument of his guilt than a proof of his innocence. Theſe circumſtances have all been mentioned at length, Vol. 1. p. 344, &c. and therefore are not repeated in this place. 6. Two days after the trial, Mary gave a public proof of her regard for Bothwell, by appointing him to carry the ſceptre before her at the meeting of Parliament. Keith, 378. 7. In that par-

parliament, ſhe granted him a ratification of all the vaſt poſſeſſions and honours, which ſhe had conferred upon him, in which was contained an ample enumeration of all the ſervices he had performed. And. 1. 117. 8. Though Melvil, who foreſaw that her attachment to Bothwell would at length induce her to marry him, warned her of the infamy and danger which would attend that action, ſhe not only diſregarded this ſalutary admonition, but diſcovered what had paſſed between them to Bothwell, which expoſed Melvil to his indignation. Melv. 156. 9. Bothwell ſeized Mary as ſhe returned from Stirling, April 24. If he had done this, without her knowledge and conſent, ſuch an inſult could not have failed to have filled her with the moſt violent indignation. But according to the account of an old M. S. "The friendly love was ſo highly contracted between this great princeſs, and her enormous ſubject, that there was no end thereof (for it was conſtantly eſteemed by all men that either of them loved other carnally) ſo that ſhe ſuffered patiently to he led where the lover liſt, and all the way neither made obſtacle, impediment, clamour or reſiſtance, as in ſuch accidents uſe to be, or that ſhe might have done by her princely authority, being accompanied with the noble Earl of Huntly, and ſecretary Maitland of Lethington." Keith, 383. Melvil, who was preſent, confirms this account, and tells us that the officer, by whom he was ſeized, informed him that nothing was done without the Queen's conſent. Melv. 158. 10. On the 12th of May, a few days before her marriage, Mary declared that ſhe was then at full liberty, and that though Bothwell had offended her by ſeizing her perſon, ſhe was ſo much ſatisfied with his dutiful behaviour ſince that time, and ſo indebted to him for paſt ſervices, that ſhe not only forgave that offence, but reſolved to promote him to higher honours. And. 1. 187. 11. Even after the confederate nobles had driven Bothwell from the Queen's preſence, and though ſhe ſaw that he was conſidered as the murderer of her former huſband by ſo great part of her ſubjects, her affection did not in the leaſt abate, and ſhe continued to expreſs the moſt unalterable attachment to him. "I can perceive (ſays Sir N. Throgmorton) that the rigour with which the Queen is kept, proceedeth by order

from theſe men, becauſe that the Queen will not, by any means, be induced to lend her authority to proſecute the murder; nor will not conſent by any perſuaſion to abandon the Lord Bothwell for her huſband, but avoweth conſtantly that ſhe will live and die with him; and ſaith that if it were put to her choice to relinquiſh her crown and kingdom, or the Lord Bothwell, ſhe would leave her kingdom and dignity to go a ſimple damſel with him, and that ſhe will never conſent that he ſhall fare worſe, or have more harm than herſelf. App. p. 42. See alſo p. 44. From this long enumeration of circumſtances, we may, without violence, draw the following concluſion. Had Mary really been acceſſary to the murder of her huſband; had Bothwell perpetrated the crime with her conſent, or at her command; and had ſhe intended to ſtifle the evidence againſt him, and to prevent the diſcovery of his guilt, ſhe could ſcarce have taken any other ſteps than thoſe ſhe took, nor could her conduct have been more repugnant to all the maxims of prudence and of decency.

THE poſitive evidence produced againſt Mary may be claſſed under two heads.

1. THE depoſitions of ſome perſons who were employed in committing the murder, particularly of Nicholas Hubert, who in the writings of that age is called *French Paris*. This perſon, who was Bothwell's ſervant, and much truſted by him, was twice examined, and the original of one of his depoſitions, and a copy of the other, are ſtill extant. It is pretended, that both theſe are notorious forgeries. But they are remarkable for a ſimplicity and *naïveté* which it is almoſt impoſſible to imitate; they abound with a number of minute facts and particularities, which the moſt dextrous forger could not have eaſily aſſembled, and connected together with any appearance of probability; and they are filled with circumſtances, which can ſcarce be ſuppoſed to have entered the imagination of any man, but one of Paris's profeſſion and character. But, at the ſame time, it muſt be acknowledged that his depoſitions contain ſome improbable circumſtances. He ſeems to have been a fooliſh talkative fellow; the fear of death; the violence of tor-

ture; and the deſire of pleaſing thoſe in whoſe power he was, tempted him, perhaps, to feign ſome circumſtances, and to exaggerate others. To ſay that ſome circumſtances in an affidavit are improbable or falſe, is very different from ſaying that the whole is forged. I ſuſpect the former to be the caſe here, but I ſee no appearance of the latter. Be that as it will, ſome of the moſt material facts in Paris's affidavits reſt upon his ſingle teſtimony; and for that reaſon, I have not in the Hiſtory, nor ſhall I in this place, lay any ſtreſs upon them.

2. THE letters ſaid to be written by Mary to Bothwell. Theſe have been frequently publiſhed. The accident, by which the Queen's enemies got them into their poſſeſſion, is related Vol. I. 371. When the authenticity of any ancient paper is dubious or conteſted, it may be aſcertained either by external or internal evidence. Both theſe have been produced in the preſent caſe.

1. EXTERNAL proofs of the genuineneſs of Mary's letters. 1. Murray and the nobles who adhered to him affirm, upon their word and honour, that the letters were written with the Queen's own hand, with which they were well acquainted. Good. 2. 64, 92. 2. The letters were publickly produced in the parliament of Scotland, December 1567, Good. 2. 360; and were ſo far conſidered as genuine, that they are mentioned, in the act againſt Mary, as one chief argument of her guilt. Good. 2. 66. 3. They were ſhewn privately to the Duke of Norfolk, the Earl of Suſſex, and Sir Ralph Sadler, Elizabeth's commiſſioners at York. In the account which they give of this matter to their Miſtreſs, they ſeem to conſider the letters as genuine, and expreſs no ſuſpicion of any forgery; they particularly obſerve, "that the matter contained in them is ſuch, that it could hardly be invented and deviſed by any other than herſelf; for that they diſcourſe of ſome things, which were unknown to any other than to herſelf and Bothwell; and as it is hard to counterfeit ſo many, ſo the matter of them, and the manner how theſe men came by them is ſuch, as it ſeemeth that God, in whoſe ſight murder and bloodſhed of the innocent is abominable, would not permit the ſame to be hid or concealed." Good. 2. 142. They ſeem to have made ſuch an impreſſion on the Duke of Norfolk, that in a ſubſequent letter to Pem-

Pembroke, Leiceſter and Cecil, he has theſe words, "If the matter ſhall be thought as deteſtable and manifeſt to you, as for ought we can perceive it ſeemeth here to us." Good. 2. 154. 4. After the conferences at York and Weſtminſter were finiſhed, Elizabeth reſolved to call together the Earls who were then at court, and to lay before them the whole proceedings againſt the Scotch Queen, particularly that "the letters and writings exhibited by the Regent, as the Queen of Scots letters and writings, ſhould alſo be ſhewed, and conference [i. e. compariſon] thereof made in their ſight, with the letters of the ſaid Queen's being extant, and heretofore written with her own hand, and ſent to the Queen's Majeſty; whereby may be ſearched and examined what difference is betwixt them." Good. 2. 252. They aſſembled, accordingly, at Hampton Court, December 14 and 15, 1568; and "The originals of the letters ſuppoſed to be written with the Queen of Scots own hand, were then alſo preſently produced and peruſed; and being read, were duly conferred and compared, for the manner of writing, and faſhion of orthography, with ſundry other letters long ſince heretofore written, and ſent by the ſaid Queen of Scots to the Queen's Majeſty.——In collation whereof no difference was found." Good. 2. 256. 5. Mary having written an apologetical letter for her conduct to the Counteſs of Lennox, July 10, 1570*, ſhe tranſmitted it to her huſband then in Scotland; and he returned to the Counteſs the following anſwer: "Seeing you have remittit to me, to anſwer the Queen the King's mother's letters ſent to you, what can I ſay but

* Mary's letter has never been publiſhed, and ought to have a place here, where evidence on all ſides is fairly produced. "Madam, if the wrang and falſe reportis of rebellis, enemeis weill knawin for traitouris to zow, and alace to muche truſted of me by zoure advice, had not ſo far ſturred you aganis my innocency, (and I muſt ſay aganis all kyndneſs, that zow have not onelie as it were condempnit me wrangfullie, bot ſo hated me, as ſome wordis and opene deideis hes teſtifeit to all the warlde, a manyfeſt miſlyking in zow aganis zowr awn blude) I wold not have omittit thus lang my dewtie in wryting to zow excuſing me of thoſe untrew reporties made of me. Bot hoping with Godis grace and tyme to have my innocency knawin to zow, as I truſt it is already to the maiſt pairt of all indifferent perſonis, I thocht it beſt not to trouble zow for a tyme till that ſuch a matter is moved that tuichis us bayth, quhilk is the tranſporting zoure littil ſone, and my onelie child in this cuntrey.

but that I do not marvell to ſee hir writ the beſt ſhe can for hirſelf, to ſeame to purge hir of that, quhairof many beſyde me are certainly perſuadit of the contrary, and I not only aſſurit by my awin knawledge, but by her handwrit, the confeſſionis of men gone to the death, and uther infallibil experience. It wull be lang tyme that is hable to put a mattir ſo notorious in oblivioun, to mak black quhyte, or innocency to appear quhair the contrary is ſa weill knawin. The maiſt indifferent, I truſt, doubtis not of the equitie of zoure and my cauſe, and of the juſt occaſioun of our miſlykyng. Hir richt dewtie to zow and me, being the parteis intereſt, were hir trew confeſſioun and unfeyned repentance of that lamentable fact, odious for hir to be reportit, and ſorrowfull for us to think of. God is juſt, and will not in the end be abuſed; but as he has manifeſted the trewth, ſo will he puneiſe the iniquity." *Lennox's Orig. Regiſt. of Letters.* In their publick papers, the Queen's enemies may be ſuſpected of advancing what would be moſt ſubſervient to their cauſe; not what was agreeable to truth, or what flowed from their own inward conviction. But in a private letter to his own wife, Lennox had no occaſion to diſſemble; and it is plain, that he not only thought the Queen guilty, but believed the authenticity of her letters to Bothwell.

2. WITH regard to the internal proofs of the genuineneſs of the Queen's letters to Bothwell, we may obſerve, 1. That whenever a

cuntrey. To the quhilk albeit I be never ſa willing, I wald be glaid to have zoure advyſe therein, as in all uther thingis tuiching him. I have born him, and God knawis with quhat daunger to him and me boith; and of zow he is deſcendit. So I meane not to forzet my dewtie to zow, in ſchewin herein any unkyndneſs to zow, how unkyndlie that ever ze have delt with me, bot will love zow as my awnt, and reſpect zow as my moyer in law. And gif ye ples to knaw farther of my mynde in that and all uther thingis betwixt us, my ambaſſador the Biſhop of Roſs ſall be ready to confer with zow. And ſo after my hairtlie commendationis, remitting me to my ſaide ambaſſador, and zour better conſideratioun, I commit zow to the protectioun of Almyghty God, quhom I pray to preſerve zow and my brother Charles, and caus zow to knaw my pairt better nor ze do. From Chatiſworth this x of July 1570.

To my Ladie Lennox
my moder in law.

Youre natural gude Nice
and lovynge dochter.

paper
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paper is forged with a particular intention, the eagerneſs of the forger to eſtabliſh the point in view, his ſolicitude to cut off all doubts and cavils, and to avoid any appearance of uncertainty, always prompt him to uſe expreſſions the moſt explicit and full to his purpoſe. The paſſages foiſted into ancient authors by Heretics in different ages; the legendary miracles of the Romiſh ſaints; the ſuppoſititious deeds in their own favour produced by monaſteries; the falſe charters of homage mentioned Vol. I. p. 11. are ſo many proofs of this aſſertion. No maxim ſeems to be more certain than this, that a forger is often apt to prove too much, but ſeldom falls into the error of proving too little. The point which the Queen's enemies had to eſtabliſh, was "that as the Earl of Bothwell was chief executor of the horrible and unworthy murder perpetrated, &c. ſo was ſhe of the foreknowledge, counſel, device, perſuader, and commander of the ſaid murder to be done." Good. 2. 207. But of this there are only imperfect hints, obſcure intimations, and dark expreſſions in the letters, which however convincing evidence they might furniſh if found in real letters, bear no reſemblance to that glare and ſuperfluity of evidence which forgeries commonly contain. All the advocates for Mary's innocence in her own age, contend that there is nothing in the letters which can ſerve as a proof of her guilt. Leſley, Blackwood, Turner, &c. abound with paſſages to this purpoſe; nor are the ſentiments of thoſe in the preſent age different. "Yet ſtill it might have been expected (ſays her lateſt defender) that ſome one or other of the points or articles of the accuſation ſhould be made out clearly by the proof. But nothing of that is to be ſeen in the preſent caſe. There is nothing in the letters, that could plainly ſhew the writer to have been in the foreknowledge, counſel, or device of any murder, far leſs to have perſuaded or commanded it; and as little is there about maintaining or juſtifying any murderers." Good. 1. 76. How ill adviſed were Mary's adverſaries to contract ſo much guilt, and to practiſe ſo many artifices in order to forge letters, which are ſo ill contrived for eſtabliſhing the concluſion they had in view? Had they been ſo baſe as to have recourſe to forgery, is it not natural to think that they would have produced ſomething more explicit and deciſive? 2. As it is almoſt impoſſible to invent a long narration conſiſting of many circum-

circumſtances, and to connect it in ſuch a manner with real facts, that no mark of fraud ſhall appear; for this reaſon ſkilful forgers avoid any long detail of circumſtances, eſpecially of foreign and ſuperfluous ones, well knowing that the more theſe are multiplied, the more are the chances of detection increaſed. Now Mary's letters, eſpecially the firſt, are filled with a multiplicity of circumſtances, extremely natural in a real correſpondence, but altogether foreign to the purpoſe of the Queen's enemies, and which it would have been perfect folly to have inſerted if they had been altogether imaginary, and without foundation. 3. The truth and reality of ſeveral circumſtances in the letters, and theſe, too, of no very publick nature, are confirmed by undoubted collateral evidence. Lett. 1. Good. 2. p. 1. The Queen is ſaid to have met one of Lennox's gentlemen, and to have ſome converſation with him. Thomas Crawford, who was the perſon, appeared before Elizabeth's commiſſioners, and confirmed, upon oath, the truth of this circumſtance. He likewiſe declared, that during the Queen's ſtay at Glaſgow, the King repeated to him, every night, whatever had paſſed, through the day, between her Majeſty and him, and that the account given of theſe converſations in the firſt letter, is nearly the ſame with what the King communicated to him. Good. 2. 245. According to the ſame letter there was much diſcourſe between the King and Queen concerning Mynto, Hiegait, and Walcar. Good. 2. 8, 10, 11. What this might be, was altogether unknown till a letter of Mary's preſerved in the Scotch College at Paris, and publiſhed, Keith, Pref. vii. diſcovered it to be an affair of ſo much importance as merited all the attention ſhe paid to it at that time. It appears by a letter from the French ambaſſador, that Mary was ſubject to a violent pain in her ſide. Keith, ibid. This circumſtance is mentioned, Lett. 1. p. 30. in a manner ſo natural as can ſcarce belong to any but a genuine production. 4. If we ſhall ſtill think it probable to ſuppoſe that ſo many real circumſtances were artfully introduced into the letters by the forgers, in order to give an air of authenticity to their production; it will ſcarce be poſſible to hold the ſame opinion concerning the following particular. Before the Queen began her firſt letter to Bothwell, ſhe, as is uſual among thoſe who write long letters concerning a variety of ſubjects, made *notes* or *memorandums*

of the particulars ſhe wiſhed to remember; but as ſhe ſate up writing during a great part of the night, and after her attendants were aſleep, her paper failed her, and ſhe continued her letter upon the ſame ſheet, on which ſhe had formerly made her memorandums. This ſhe herſelf takes notice of, and makes an apology for it: "It is late; I deſire never to ceaſe from writing unto you, yet now after the kiſſing of your hands, I will end my letter. Excuſe my evil writing, and read it twice over. Excuſe that thing that is ſcriblit, for I had na paper zeſterday, quhen I wrait that of the memorial. Good. 2. 28. Theſe memorandums ſtill appear in the middle of the letter; and what we have ſaid ſeems naturally to account for the manner how they might find their way into a real letter. It is ſcarce to be ſuppoſed however that any forger would think of placing memorandums in the middle of a letter, where, at firſt ſight, they make ſo abſurd and ſo unnatural an appearance. But if any ſhall ſtill carry their refinement ſo far, as to ſuppoſe that the forgers were ſo artful as to throw in this circumſtance, in order to preſerve the appearance of genuineneſs, they muſt at leaſt allow that the Queen's enemies, who employed theſe forgers, could not be ignorant of the deſign and meaning of theſe ſhort notes and memorandums; but we find them miſtaking them ſo far as to imagine that they were the *credit of the bearer*, i. e. points concerning which the Queen had given him verbal inſtructions. Good. 2. 152. This they cannot poſſibly be; for the Queen herſelf writes with ſo much exactneſs concerning the different points in the memorandums, that there was no need of giving any *credit* or inſtructions to the bearer concerning them. The memorandums are indeed the *contents* of the letter. 5. Mary, mentioning her converſations with the King about the affair of Mynto, Hiegait, &c. ſays, "The morne [i. e. to-morrow] I will ſpeik to him upon that point;" and then adds, "As to the reſt of Willie Hiegait's, he confeſſit it; but it was the morne, [i. e. the morning] ofter my cumming or he did it." Good. 2. 9. This addition, which could not have been made till after the converſation happened, ſeems either to have been inſerted by the Queen into the body of the letter, or, perhaps, ſhe having written it on the margin, it was taken thence into the text. If we ſuppoſe the letter to be a real one, and written at different times, as it plainly bears,

bears, this circumſtance appears to be very natural; but no reaſon could have induced a forger to have ventured upon ſuch an anachroniſm, for which there was no neceſſity. An addition, perfectly ſimilar to this, made to a genuine paper, may be found, Good. 2. 282.

BUT, on the other hand, Mary herſelf, and the advocates for her innocence have contended that theſe letters were forged by her enemies, on purpoſe to blaſt her reputation, and to juſtify their own rebellion. It is not neceſſary to take notice of the arguments, which were produced, in her own age, in ſupport of this opinion; the obſervations which we have already made, contain a full reply to them. An author, who has inquired into the affairs of that period with great induſtry, and who has acquired much knowledge of them, has lately publiſhed (as he affirms) a demonſtration of the forgery of Mary's letters. This demonſtration he founds upon evidence both internal and external. With regard to the former he obſerves that the French copy of the Queen's letters is plainly a tranſlation of Buchanan's Latin copy; which Latin copy is only a tranſlation of the Scotch copy; and by conſequence, the aſſertion of the Queen's enemies, that ſhe wrote them originally in French, is altogether groundleſs, and the whole lettters are groſs forgeries. He accounts for this ſtrange ſucceſſion of tranſlations, by ſuppoſing that when the forgery was projected, no perſon could be found capable of writing originally in the French language, letters which would paſs for the Queen's; for that reaſon they were firſt compoſed in Scotch; but unluckily, the French interpreter, it would ſeem, did not underſtand that language; and therefore Buchanan tranſlated them into Latin, and from his Latin they were rendered into French. Good. 1. 79, 80.

IT is ſcarce neceſſary to obſerve that no proof whatever is produced of any of theſe ſuppoſitions. The manners of the Scots, in that age, when almoſt every man of rank ſpent a part of his youth in France, and the intercourſe between the two nations was great, render it altogether improbable that ſo many complicated opera-

operations ſhould be neceſſary, in order to procure a few letters to be written in the French language.

But without inſiſting farther on this, we may obſerve that all this author's premiſes may be granted, and yet his concluſion will not follow, unleſs he likewiſe prove that the French letters, as we now have them, are a true copy of thoſe which were produced by Murray and his party in the Scottiſh parliament, and at York and Weſtminſter. But this he has not attempted; and if we attend to the hiſtory of the letters, ſuch an attempt, it is obvious, muſt have been unſucceſsful. The letters were firſt publiſhed at the end of Buchanan's *detection*. The firſt edition of this treatiſe was in Latin, in which language three of the Queen's letters were ſubjoined to it; this Latin edition was printed A. D. 1571. Soon after a Scottiſh tranſlation of it was publiſhed, and at the end of it were printed likewiſe in Scotch, the three letters which had formerly appeared in Latin, and five other letters in Scotch, which were not in the Latin edition. Next appeared a French tranſlation of the Detection, and of ſeven of the letters; this bears to have been printed at Edinburgh by Thomas Waltem 1572. The name of the place, as well as of the printer, is allowed by all parties to be a manifeſt impoſture. Our author, from obſerving the day of the month, on which the printing is ſaid to have been finiſhed, has aſſerted that this edition was printed at London; but no ſtreſs can be laid upon a date found in a book, where every other circumſtance with regard to the printing is allowed to be falſe. Blackwood, who (next to Leſley) was the beſt informed of all Mary's advocates in that age, affirms that the French edition of the Detection was publiſhed in France: "Il [Buchanan] a depuis adjouſté a ceſte declamation un petit libelle du pretendu mariage du Duc de Norfolk, et de la façon de ſon proces, et la tout envoyè aux freres a la Rochelle, leſquels voyants qu'il pouvoit ſervir a la cauſe, l'ont traduit en François, et iceluy fut imprimée a Edinbourg, c'eſt a dire a la Rochelle, par Thomas Waltem, nom apoſté et fait a plaiſir. Martyre de Marie. Jebb. 2. 256." The author of the *Innocence de Marie* goes farther, and names the French tranſlator of the Detection. Et iceluy pre-

mierement compoſé (comme il ſemble) par George Buchanan Eſcoſſoys, et depuis traduit en langue Françoiſe par un Hugonot, Poitevin (advocat de vocation) Camuz, ſoy diſant gentilhomme, et un de plus remarquez ſediteux de France. Jebb. 1. 425, 443. The concurring teſtimony of two cotemporary authors, whoſe reſidence in France afforded them ſufficient means of information, muſt outweigh a ſlight conjecture. This French tranſlator does not pretend to publiſh the original French letters as written by the Queen herſelf; he expreſly declares that he tranſlated them from the Latin. Good. 1. 103. Had our author attended to all theſe circumſtances, he might have ſaved himſelf the labour of ſo many criticiſms to prove that the preſent French copy of the letters is a tranſlation from the Latin. The French editor himſelf acknowledges it, and ſo far as I know no perſon ever denied it.

We may obſerve that the French tranſlator was ſo ignorant, as to affirm that Mary had written theſe letters, partly in French, partly in Scotch. Good. 1. 103. Had this tranſlation been publiſhed at London by Cecil, or had it been made by his direction, ſo groſs an error would not have been admitted into it. This error, however, was owing to an odd circumſtance. In the Scottiſh tranſlation of the Detection, there was prefixed to each letter two or three ſentences of the original French, which breaking off with an &c. the Scottiſh tranſlation of the whole followed. This method of printing tranſlations was not uncommon in that age. The French editor obſerving this, fooliſhly concluded that the letters had been written partly in French, partly in Scotch.

If we carefully conſider theſe few French ſentences of each letter which ſtill remain, and apply to them that ſpecies of criticiſm, by which our author has examined the whole, a clear proof will ariſe, that there was a French copy not tranſlated from the Latin, but which was itſelf the original from which both the Latin and Scotch have been tranſlated. This minute criticiſm muſt neceſſarily be diſagreeable to many readers, but luckily a few ſentences only are to be examined, which will render it extremely ſhort.

In

In the firſt letter, the French ſentence prefixed to it ends with theſe words, *y faiſoit bon*. It is plain that this expreſſion *veu ce que peut un corps ſan cœur* is by no means a tranſlation of *cum plane perinde eſſem atque corpus ſine corde*. The whole ſentence has a ſpirit and elegance in the French, which neither the Latin nor Scottiſh have retained. *Juſques a la dinée* is not a tranſlation of *toto prandii tempore*; the Scottiſh tranſlation *quhile denner-time* expreſſes the ſenſe of the French more properly; for anciently *quhile* ſignified *untill* as well as *during*. *Je n'ay pas tenu grand propos* is not juſtly rendered *neque contulerim ſermonem cum quoquam*; the phraſe uſed in the French copy, is one peculiar to that language, and gives a more probable account of her behaviour, than the other. *Jugeant bien qu'il n'y faiſoit bon*, is not a tranſlation of *ut qui judicarent id non eſſe ex uſu*. The French ſentence prefixed to Lett. 2. ends with *apprendre*. It is evident that both the Latin and Scottiſh tranſlations have omitted altogether theſe words, *et toutefois je ne puis apprendre*. The French ſentence prefixed to Lett. 3. ends with *preſenter*. *J'aye veillè plus tard la haut* is plainly no tranſlation of *diutius illic morata ſum*; the ſenſe of the French is better expreſſed by the Scottiſh *I have walkit later there-up*. Again, *Pour excuſer voſtre affaire* is very different from *ad excuſandum noſtra negotia*. The five remaining letters never appeared in Latin; nor is there any proof of their being ever tranſlated into that language. Four of them, however, are publiſhed in French. This entirely overturns our author's hypotheſis concerning the neceſſity of a tranſlation into Latin.

In the Scottiſh edition of the Detection the whole *ſonnet* is printed in French as well as in Scotch. It is not poſſible to believe that this Scottiſh copy could be the original from which the French was tranſlated. The French conſiſts of verſes which have both meaſure and rhyme, and which, in many places, are far from being inelegant. The Scottiſh conſiſts of an equal number of lines, but without meaſure or rhyme. Now no man could ever think of a thing ſo abſurd and impracticable, as to require one to tranſlate a certain given number of lines in proſe, into an equal number of verſes, where both meaſure and rhyme were to be obſerved. The Scottiſh, on the contrary, appears manifeſtly to be a tranſlation of

the French; the phraſes, the idioms, and many of the words are French, and not Scottiſh. Beſides, the Scottiſh tranſlator has in ſeveral inſtances miſtaken the ſenſe of the French, and in many more expreſſes the ſenſe imperfectly. Had the ſonnet been forged, this could not have happened. The directors of the fraud would have underſtood their work. I ſhall ſatisfy myſelf with one example, in which there is a proof of both my aſſertions. Stanza viii. ver. 9.

Pour luy j'attendz toute bonne fortune,
Pour luy je veux garder ſantè et vie,
Pour luy tout vertu de ſuivre j' ay envie.

For him I attend all gude fortune,
For him I will conſerve helthe and lyfe,
For him I deſire to enſue courage.

Attend in the firſt line is not a Scottiſh but a French phraſe; the two laſt lines do not expreſs the ſenſe of the French, and are abſolute nonſenſe.

THE eighth letter was never tranſlated into French. It contains much refined myſticiſm about *devices*, a folly of that age, of which Mary was very fond, as appears from ſeveral other circumſtances, particularly from a letter concerning *impreſas* by Drummond of Hawthornden. If Mary's adverſaries forged her letters, they were certainly employed very idly when they produced this.

FROM theſe obſervations it ſeems to be evident that there was a French copy of Mary letters, of which the Latin and Scottiſh were only tranſlations. Nothing now remains of this copy but thoſe few ſentences which are prefixed to the Scottiſh tranſlation. The French editor laid hold of theſe ſentences, and tacked his own tranſlation to them, which, ſo far as it is his work, is a ſervile and a very wretched tranſlation of Buchanan's Latin; whereas in thoſe introductory ſentences, we have diſcovered ſtrong marks of their being originals, and certain proofs that they are not tranſlated from the Latin.

It is apparent, too, from comparing the Latin and Scottiſh tranſlations with theſe ſentences, that the Scottiſh tranſlator has more perfectly attained the ſenſe and ſpirit of the French than the Latin. And as it appears that the letters were very early tranſlated into Scotch, Good. 2. 76; it is probable that Buchanan made his tranſlation not from the French but from this Scottiſh copy. Were it neceſſary, ſeveral critical proofs of this might be produced. One that has been already mentioned ſeems deciſive. *Diutius illic morata ſum* bears not the leaſt reſemblance to *j'ay veillè plus tard la haut*; but if, inſtead of *I walkit* [i. e. watched] *laiter there-up*, we ſuppoſe that Buchanan read *I waitit*, &c. this miſtake, into which he might ſo eaſily have fallen, accounts for the error in his tranſlation.

These criticiſms, however minute, appear to be well founded. But whatever opinion may be formed concerning them, the other arguments with regard to the internal evidence remain in full force.

The external proof of the forgery of the Queen's letters, which our author has produced, is extremely ſpecious, but not more ſolid than that which we have already examined. According to Murray's diary, Mary ſet out from Edinburgh to Glaſgow January 21, 1567; ſhe arrived there on the 23d; left that place on the 27th; ſhe, together with the King, reached Linlithgow on the 28th, ſtayed in that town only one night, and returned to Edinburgh before the end of the month. But according to our author, the Queen did not leave Edinburgh till Friday January 24th; as ſhe ſtayed a night at Callendar, ſhe could not reach Glaſgow ſooner than the evening of Saturday the 25th, and ſhe returned to Linlithgow on Tueſday the 28th. By conſequence, the firſt letter which ſuppoſes the Queen to have been at leaſt four days in Glaſgow, as well as the ſecond letter, which bears date at Glaſgow *Saturday morning*, whereas ſhe did not arrive there till the evening, muſt be forgeries. That the Queen did not ſet out from Edinburgh ſooner than the 24th of January, is evident (as he contends) from the public records, which contain a *Precept of confirmation of a life-rent* by

James

James Boyd to Margaret Chalmers granted by the Queen on the 24th of January at Edinburgh; and likewiſe a letter of the Queen's, dated at Edinburgh on the ſame day, appointing James Inglis taylor to the Prince her ſon. That the King and Queen had returned to Linlithgow on the 28th, appears from a deed in which they appoint Andrew Ferrier keeper of their palace there, dated at Linlithgow January 28. Good. 1. 118.

THIS has been repreſented to be not only a convincing, but a legal proof of the forgery of the letters ſaid to be written by Mary; but how far it falls ſhort of this, will appear from the following conſiderations.

1. IT is evident from a declaration or confeſſion made by the Biſhop of Roſs, that before the conferences at York, which were opened in the beginning of October 1568, Mary had, by an artifice of Maitland's, got into her hands a copy of thoſe letters which her ſubjects accuſed her of having written to Bothwell. Brown's trial of the Duke of Norfolk, 31, 36. It is highly probable that the Biſhop of Roſs had ſeen the letters before he wrote the defence of Queen Mary's honour, in the year 1570. They were publiſhed to all the world together with Buchanan's Detection, A. D. 1571. Now if they had contained any error ſo groſs, and ſo obvious, at that time, to diſcovery, as the ſuppoſing the Queen to have paſſed ſeveral days at Glaſgow, while ſhe was really at Edinburgh; had they contained a letter dated at Glaſgow Saturday morning, though ſhe did not arrive there till the evening; is it poſſible that ſhe herſelf, who knew her own motions, or the able and zealous advocates who appeared for her in that age, ſhould not have publiſhed and expoſed this contradiction, and, by ſo doing, have blaſted, at once, the credit of ſuch an impoſture? In diſquiſitions which are naturally abſtruſe and intricate, the ingenuity of the lateſt author may diſcover many things, which have eſcaped the attention, or baffled the ſagacity of thoſe who have formerly conſidered the ſame ſubject. But when a matter of fact lay ſo obvious to view, this circumſtance of its being unobſerved by the Queen herſelf, or by any of her adherents, is almoſt a demonſtration that there is ſome miſ-

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take or fallacy in our author's arguments. And ſo far are any either of our hiſtorians, or of Mary's defenders, from calling in queſtion the common account concerning the time of the Queen's ſetting out to Glaſgow and her returning from it, that there is not the leaſt appearance of any difference among them with regard to this point. But farther,

2. THOSE papers in the public records, on which our author reſts the proof of his aſſertions, concerning the Queen's motions, are not the originals ſubſcribed by the Queen, but copies only, or tranſlations of copies of thoſe originals. It is not neceſſary, nor would it be very eaſy to render this intelligible to perſons unacquainted with the forms of law in Scotland; but every Scotſman converſant in buſineſs will underſtand me, when I ſay that the precept of confirmation of the life-rent to Boyd is only a Latin copy or note of a precept, which was ſealed with the Privy Seal, on a warrant from the ſignet office, proceeding on a ſignature which bore date at Edinburgh the 24th of January; and that the deed in favour of James Inglis is the copy of a letter, ſealed with the Privy-ſeal, proceeding on a ſignature which bore date at Edinburgh January 24. From all this we may argue with ſome degree of reaſon, that a proof founded on papers, which are ſo many removes diſtant from the originals, cannot be but very lame and uncertain.

3. AT that time all public papers were iſſued in the name both of the King and Queen; by law, the King's ſubſcription was no leſs requiſite to any paper than the Queen's; and therefore unleſs the original ſignatures be produced in order to aſcertain the particular day when each of them ſigned, or to prove that it was ſigned only by one of them, the legal proof ariſing from theſe papers would be, that both the King and Queen ſigned them at Edinburgh, on the 24th of January.

4. THE dates of the warrants or precepts iſſued by the ſovereign, in that age, ſeem to have been in a great meaſure arbitrary, and affixed at the pleaſure of the writer; and of conſequence, theſe dates were ſeldom accurate, are often falſe, and can never be relied upon,

upon. This abuſe became ſo frequent, and was found to be ſo pernicious, that an act of parliament, A. D. 1592, declared the affixing a falſe date to a ſignature to be High Treaſon.

5. THERE ſtill remain, in the public records, a great number of papers, which prove the neceſſity of this law, as well as the weakneſs and fallacy of our author's arguments. And though it be no eaſy matter, at the diſtance of two centuries, to prove any particular date to be falſe, yet ſurprizing inſtances of this kind ſhall be produced. Nothing is more certain from hiſtory than that the King was at Glaſgow 24th January 1567; and yet the record of ſignatures from 1565 to 1582, Fol. 16th, contains the copy of a ſignature to Archibald Edmonſton ſaid to have been ſubſcribed by *our Sovereigns*, i. e. the King and Queen, at Edinburgh, January 24th 1567; ſo that if we were to truſt implicitly the dates in the records of that age, or to hold our author's argument to be good, it would prove that not only the Queen, but the King too, was at Edinburgh on the 24th of January.

IT appears from an original letter of the Biſhop of Roſs that on the 25th of October 1566, Mary lay at the point of death; Keith, App. 134; and yet a deed is to be found in the publick records, which bears that it was ſigned by the Queen that day. Privy ſeal. Lib. 35. fol. 89. *Ouchterlony.*

ACCORDING to papers in the ſame book, fol. 113, the Queen muſt have been at Edinburgh December 21, 1566. According to other papers, fol. 99, 100. ſhe muſt have been at Stirling December 21; and if we depend upon other papers, fol. 112, ſhe muſt have returned to Edinburgh on December 22d. Theſe various motions are altogether repugnant to hiſtory. The Queen during all that time remained at Stirling, on account of the Prince's baptiſm; and we particularly know that ſhe was there December 22d, by a letter of Du Croc the French ambaſſador, who mentions an interview he had with her at Stirling on that day. Keith, Pref. VII.

BOTHWELL ſeized the Queen as ſhe returned from Stirling, April 24th 1567, and (according to her own account) carried her to Dunbar with all diligence. And. 1. 95. But our author, relying on the dates of ſome papers which he found in the records, ſuppoſes that Bothwell allowed her to ſtop at Edinburgh, and to tranſact buſineſs there. Nothing can be more improbable than this ſuppoſition. We may therefore rank the date of the deed to *Wright* Privy ſeal, Lib. 36. fol. 43. and which is mentioned by our author, Vol. 1. 124. among the inſtances of the falſe dates of papers which were iſſued in the ordinary courſe of buſineſs in that age. Our author has miſtaken the date of the other paper to Forbes, ibid. it is ſigned April 14th, not April 24th.

IF there be any point agreed upon in Mary's hiſtory, it is, that ſhe remained at Dunbar from the time that Bothwell carried her thither, till ſhe returned to Edinburgh along with him in the beginning of May. Our author himſelf allows that ſhe reſided twelve days there, Vol. 1. 367. Now though there are deeds in the records which bear that they were ſigned by the Queen at Dunbar during that time, yet there are others which bear that they were ſigned at Edinburgh; e. g. there is one at Edinburgh, April 27th, Privy ſeal, Lib. 36. fol. 97. There are others ſaid to be ſigned at Dunbar on that day. Lib. 31. Chart. No. 524, 526. Ib. lib. 32. No. 154, 157. There are ſome ſigned at Dunbar April 28th. Others at Edinburgh April 30th, Lib. 32. Chart. No. 492. Others at Dunbar May 1ſt. Id. ibid. No. 158. Theſe different charters ſuppoſe the Queen to have made ſo many unknown, improbable, and inconſiſtent journeys, that they afford the cleareſt demonſtration that the dates in theſe records ought not to be depended on.

THIS becomes more evident from the date of the charter ſaid to be ſigned April 27th, which happened that year to be a Sunday, which was not, at that time, a day of buſineſs in Scotland, as appears from the books of *ſederunt*, then kept by the Lords of ſeſſion.

FROM this ſhort review of our author's proof of the forgery of the letters to Bothwell, it is evident that his arguments are far from amounting to demonſtration.

ANOTHER argument againſt the genuineneſs of theſe letters is founded on the ſtile and compoſition, which are ſaid to be altogether unworthy of the Queen, and unlike her real productions. It is plain, both from the great accuracy of compoſition in moſt of Mary's letters, and even from her ſolicitude to write them in a fair hand, that ſhe valued herſelf on thoſe accompliſhments, and was deſirous of being eſteemed an elegant writer. But when ſhe wrote at any time in a hurry, then many marks of inaccuracy appear. A remarkable inſtance of this may be found in a paper publiſhed, Good. 2. 301. Mary's letters to Bothwell were written in the utmoſt hurry; and yet under all the diſadvantages of a tranſlation, they are not deſtitute either of ſpirit or of energy. The manner in which ſhe expreſſes her love to Bothwell hath been pronounced indecent and even ſhocking. But Mary's temper led her to warm expreſſions of her regard; thoſe refinements of delicacy, which now appear in all the commerce between the ſexes, were, in that age, but little known, even among perſons of the higheſt rank. Among Lord Royſton's papers there is a ſeries of letters, from Mary to the Duke of Norfolk, copied from the Harleian Library, P. 37. B. 9. fol. 88, in which Mary declares her love to that nobleman in language, which would now be reckoned extremely indelicate.

THE ſonnets and ſome of Mary's letters to Bothwell were written before the murder of her huſband; ſome of them after that event, and before her marriage to Bothwell. Thoſe which are prior to the death of her huſband abound with the fondeſt expreſſions of her love to Bothwell, and plainly diſcover that their familiarity had been extremely criminal. We find in them, too, ſome dark expreſſions, which her enemies employed to prove that ſhe was no ſtranger to the ſchemes which were forming againſt her huſband's life. Of this kind are the following paſſages, "Alace! I nevir diſſavit ony body; bot I remit me altogidder to zour will. Send me advertiſement quhat I ſall do, and quhatſaever thing come therof, I ſall

I ſall obey zow. Adviſe too with zourſelf, gif ze can find out ony mair ſecret inventioun by medecine, for he ſuld tak medecine and the bath at Cragmillar." Good. 2. 22. " See not hir quhais fenzeit teiris ſuld not be ſa meikle praiſit and eſtemit, as the trew and faithfull travellis quhilk I ſuſtene for to merite hir place. For obtaining of the quhilk, aganis my natural, I betrayis thame that may impeſche me. God forgive me," &c. ibid. 27. " I have walkit laiter thair-up, then I wald have done, gif it had not been to draw ſomething out of him, quhilk this berer will ſchaw zow, quhilk is the faireſt commodity that can be offerit to excuſe zour affairis." Ibid. 32. From the letters poſterior to the death of her huſband, it is evident that the ſcheme of Bothwell's ſeizing Mary by force, and carrying her along with him, was contrived in concert with herſelf, and with her approbation*.

* THAT letters of ſo much importance as thoſe of Mary's to Bothwell ſhould have been entirely loſt, appears to many altogether unaccountable. After being produced in England before Elizabeth's commiſſioners, they were delivered back by them to the Earl of Murray. Good. 2. 235. He ſeems to have kept them in his poſſeſſion during his life. After his death, they fell into the hands of Lennox his ſucceſſor, who reſtored them to the Earl of Morton. Good. 2. 91. Though it be not neceſſarily connected with any of the queſtions which gave occaſion to this Diſſertation, it may perhaps ſatisfy the curioſity of ſome of my readers to inform them, that after a very diligent ſearch, which has lately been made, no copy of Mary's letters to Bothwell can be found in any of the publick libraries in Great Britain. The only certain intelligence concerning them, ſince the time of their being delivered to Morton, was communicated by the accurate Dr. Birch.

EXTRACT of the letters of Robert Bowes, Eſq; ambaſſador from Queen Elizabeth to the king of Scotland, written to Sir Francis Walſingham, Secretary of ſtate, from the original regiſter book of Mr. Bowes's letters, from 15th of Auguſt 1582, to 28th September 1583, in the poſſeſſion of Chriſtopher Hunter, M. D. of Durham.

1582, 8th November, from Edinburgh.

ALBEIT I have been borne in hand, That the coffer wherein were the originals of letters between the Scottiſh Queen and the Earl of Bothwell, had been delivered to ſundry hands, and thereby was at preſent wanting, and unknown where it reſted, yet I have learned certainly by the Prior of Pluſcardyne's means, that both the coffer and alſo the writings are come, and now remain with the Earl of Gowrie,

HAVING thus ſtated the proof on both ſides; having examined at ſo great length the different ſyſtems with regard to the facts in controverſy; it may be expected that I ſhould now pronounce ſen-

rie, who, I perceive, will be hardly intreated to make delivery to her Majeſty according to her Majeſty's deſire.

THIS time paſt I have expended in ſearching where the coffer and writings were, wherein without the help of the prior I ſhould have found great difficulty; now I will eſſay Gowrie, and of my ſucceſs you ſhall be ſhortly advertiſed.

12th of November 1582, from Edinburgh.

BECAUSE I had both learned, that the caſket and letters mentioned in my laſt, before theſe were come to the poſſeſſion of the Earl of Gowrie, and alſo found that no mean might prevail to win the ſame out of his hands without his own conſent and privity; in which behalf I had employed fitt inſtruments, that nevertheleſs profited nothing, therefore I attempted to eſſay himſelf, letting him know that the ſaid caſket and letters ſhould have been brought to her Majeſty by the offer and good means of good friends, promiſing to have delivered them to her Majeſty before they came into his hands and cuſtody, and knowing that he did bear the like affection, and was ready to pleaſure her Majeſty in all things, and chiefly in this that had been thus far tendered to her Majeſty, and which thereby ſhould be well accepted, and with princely thanks and gratuity be requited to his comfort and contentment; I moved him that they might be a preſent to be ſent to her Majeſty from him, and that I might cauſe the ſame be conveyed to her Majeſty, adding hereunto ſuch words and arguments as might both ſtir up a hope of liberality, and alſo beſt effect the purpoſe; at the firſt he was loth to agree that they were in his poſſeſſion, but I let him plainly know that I was certainly informed, that they were delivered to him by Sanders Jordin, whereupon he preſſed to know who did ſo inform me, enquiring whether the ſons of the Earl of Morton had done it or no; I did not otherways in plain terms deny or anſwer thereunto, but that he might think that he had told me, as the prior is ready to avouch, and well pleaſed that I ſhall give him to be the author thereof; after he had ſaid [though] all theſe letters were in his keeping (which he would neither grant nor deny) yet he might not deliver them to any perſon without the conſents and privities, as well of the King, that had intereſt therein, as alſo of the reſt of the noblemen enterpriſers of the action againſt the King's mother, and that would have them kept as an evidence to warrant and make good that action. And albeit I replied, that their action in that part touching the aſſignation of the crown to the King by his mother, had received ſuch eſtabliſhment, confirmation, and ſtrength, by acts of Parliament and other publick authority and inſtruments, as neither ſhould that caſe be ſuffered to come in debate or queſtion, nor ſuch ſcrolls and papers ought to be ſhewed for the ſtrengthening thereof, ſo as theſe might well be left and be rendered to the hands of her Majeſty, to whom they were deſtined before they fell in his keeping; yet he would

ſentence. In my opinion, there are only two concluſions, which can be drawn from the facts which have been enumerated.

ONE,

would not be removed or ſatisfied, concluding, after much reaſonings, that the Earl of Morton, nor any other that had the charge and keeping thereof, durſt at any time make delivery; and becauſe it was the firſt time that I had moved him therein, and that he would gladly both anſwer her Majeſty's good expectation in him, and alſo perform his duty due to his ſovereign and aſſociates in the action aforeſaid, therefore he would ſeek out the ſaid caſket and letters, at his return to his houſe, which he thought ſhould be within a ſhort time; and upon finding of the ſame and better advice, and conſideration had of the cauſe, he would give further anſwer. This reſolution I have received as to the thing; and for the preſent I could not better, leaving him to give her Majeſty ſuch teſtimony of his good will towards her, by his frank dealing herein, as ſhe may have cauſe to confirm her highneſſes good opinion conceived already of him, and be thereby drawn to greater goodneſs towards him. I ſhall ſtill labour him both by myſelf and alſo by all other means, but I greatly diſtruſt the deſired ſucceſs herein.

24th of November 1582, from Edinburgh.

FOR the recovery of the letters in the coffer, come to the hands of the Earl of Gowrie, I have lately moved him earneſtly therein, letting him know the purpoſe of the Scottiſh Queen, both giving out that the letters are counterfeited by her rebels, and alſo ſeeking thereon to have them delivered to her or defaced, and that the means which ſhe will make in this behalf ſhall be ſo great and effectual, as theſe writings cannot be ſafely kept in that realm without dangerous offence of him that hath the cuſtody thereof, neither ſhall he that is once known to have them be ſuffered to hold them in his hands. Herewith I have at large opened the perils likely to fall to that action, and the parties therein, and particularly to himſelf that is now openly known to have the poſſeſſion of theſe writings, and I have lettin him ſee what ſurety it ſhall bring to the ſaid cauſe and all the parties therein, and to himſelf, that theſe writings may be with ſecrecy and good order committed to the keeping of her Majeſty, that will have them ready whenſoever any uſe ſhall be for them, and by her Highneſſes countenance defend them and the parties from ſuch wrongfull objections as ſhall be laid againſt them, offering at length to him, that if he be not fully ſatisfied herein, or doubt that the reſt of the aſſociates ſhall not like of the delivery of them to her majeſty in this good manner, and for the intereſt rehearſed, that I ſhall readily, upon meeting and conference with them, procure their aſſent in this part; (a matter more eaſy to offer than to perform) and, laſtly, moving him that (for the ſecrecy and benefit of the cauſe, and that her Majeſty's good opinion towards himſelf may be firmly ſet led and confirmed by h s acceptable forwardneſs herein) he would, without needleſs ſcruple, frankly commit theſe writings to her Majeſty's good cuſtody for the good uſes received. After long debate he reſolved, and ſaid, that he would unfeignedly ſhew and do to her Majeſty all the pleaſure that he might without offence to the King his Sovereign, and prejudice to the aſſociates in the action, and therefore he would firſt make ſearch and view the ſaid letters, and herein take advice

ONE, that Bothwell, prompted by his ambition or love, encouraged by the Queen's known averſion to her huſband, and preſuming on her attachment to himſelf, ſtruck the blow without having concerted with her the manner or circumſtances of perpetrating that crime. That Mary, inſtead of teſtifying much indignation at the deed, or diſcovering any reſentment againſt Bothwell, who was accuſed of having committed it, continued to load him with marks of her regard, conducted his trial in ſuch a manner as rendered it impoſſible to diſcover his guilt, and ſoon after,

what he might do, and how far he might ſatisfy and content her Majeſty; promiſing thereon to give more reſolute anſwer; and he concluded flatly, that after he had found and ſeen the writings, that he might not make delivery of them without the privity of the King. Albeit I ſtood long with him againſt his reſolution in this point, to acquaint the King with this matter before the letters were in the hands of her Majeſty, letting him ſee that his doings there ſhould admit great danger to the cauſe; yet I could not remove him from it. It may be that he meaneth to put over the matter from himſelf to the King, upon ſight whereof I ſhall travel effectually to obtain the King's conſent, that the letters may be committed to her Majeſty's keeping, thinking it more eaſy to prevail herein with the King, in the preſent love and affection that he beareth to her Highneſs, than to win any thing at the hands of the aſſociates in the action, whereof ſome principal of them now come and remain at the devotion of the King's mother; in this I ſhall ſtill call on Gowrie to ſearch out the coffer, according to his promiſe; and as I ſhall find him minded to do therein, ſo ſhall I do my beſt and whole endeavour to effect the ſucceſs to her Majeſty's beſt contentment.

2d December 1582, from Edinburgh.

BECAUSE I ſaw good opportunity offered to renew the matter to the Earl of Gowrie for recovery of the letters in the coffer in his hands, therefore I put him in mind thereof; whereupon he told me, that the Duke of Lennox had ſought earneſtly to have had thoſe letters, and that the King did know where they were, ſo as they could not be delivered to her Majeſty without the King's privity and conſent, and he pretended to be ſtill willing to pleaſure her Majeſty in the ſame, ſo far as he may with his duty to the King and to the reſt of the aſſociates in that action; but I greatly diſtruſt to effect this to her Majeſty's pleaſure, wherein, nevertheleſs, I ſhall do my uttermoſt endeavours.

WHETHER James VI. who put the Earl of Gowrie to death, A. D. 1584, and ſeized all his effects, took care to deſtroy his mother's letters, for whoſe honour he was at that time extremely zealous; whether they have periſhed by ſome unknown accident; or whether they may not ſtill remain unobſerved among the archives of ſome of our great families, it is impoſſible to determine.

in

in oppoſition to all the maxims of decency or of prudence, voluntarily agreed to a marriage with him, which every conſideration ſhould have induced her to deteſt. By this verdict, Mary is not pronounced guilty of having contrived the murder of her huſband, or even of having previouſly given her conſent to his death; but ſhe is not acquitted of having diſcovered her approbation of the deed, by her behaviour towards him who was the author of it.

THE other concluſion is that which Murray and his adherents laboured to eſtabliſh, "That as James, ſumtyme Erle of Bothwile, was the chiefe executor of the horribill and unworthy murder, perpetrat in the perſon of umquhile King Henry of gude memory, fader to our Soveraine Lord, and the Queenis lauchfull huſband; ſa was ſhe of the foreknowledge, counſall, deviſe, perſwadar and commandar of the ſaid murder to be done." Good. 2. 207.

WHICH of theſe concluſions is moſt agreeable to the evidence, that has been produced, I leave my readers to determine.

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